SOLID WASTE PERMIT RENEWAL APPLICATION
TYPE I-A / II-A FACILITY
P-0324 /AI#: 22224

FINAL COPY

Prepared For:

OMEGA WASTE MANAGEMENT, INC.

1900 U.S. Highway 90 West
Patterson, Louisiana
St. Mary Parish

FINAL COPY, AI # 22224, P-0324
OMEGA WASTE MANAGEMENT, INC.
SUBMITTED 7/05/2007
READY FOR PUBLIC REVIEW

Prepared By:

KEE Environmental Services
Houma, Louisiana

July, 2006

PUBLIC NOTICE
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY (LDEQ)
OMEGA WASTE MANAGEMENT, INC.
TECHNICALLY COMPLETE SOLID WASTE PERMIT RENEWAL APPLICATION

The LDEQ, Office of Environmental Services, has determined that a Permit Renewal Application for Omega Waste Management, Inc., 1900 Highway 90 West, Patterson, Louisiana 70392 for the Omega Waste Management is technically complete and acceptable for public review. **The facility is located at 1900 Highway 90 West, Patterson, St. Mary Parish.**

Omega Waste Management requested to continue operating the facility to process non-hazardous solid waste generated from various commercial and industrial facilities prior to transporting to a recycle or disposal site.

Written comments, written requests for a public hearing or written requests for notification of the final decision regarding this permit action may be submitted to Ms. Soumaya Ghosn at LDEQ, Public Participation Group, P.O. Box 4313, Baton Rouge, LA 70821-4313. **Written comments and/or written requests must be received by 12:30 p.m., Thursday, October 25, 2007.** Written comments will be considered prior to a final permit decision.

If LDEQ finds a significant degree of public interest, a public hearing will be held. LDEQ will send notification of the final permit decision to the applicant and to each person who has submitted written comments or a written request for notification of the final decision.

The technically complete application is available for review at the LDEQ Public Records Center, Room 127, 602 North 5th Street, Baton Rouge, LA. Viewing hours are from 8:00 a.m. to 4:30 p.m., Monday through Friday (except holidays). **The available information can also be accessed electronically on the Electronic Document Management System (EDMS) on the DEQ public website at www.deq.louisiana.gov.**

Additional copies may be reviewed at the St. Mary Parish Library - Patterson Branch located at 1108 First Street, Patterson, LA 70392, St Mary Parish Council located at 500 Main St 5th FL, Franklin, LA 70538, LDEQ Acadiana Regional Office located at 111 New Center Drive, Lafayette, LA 70508.

Inquiries or requests for additional information regarding this permit action should be directed to Mr. Hoa Van Nguyen, LDEQ, Waste Permits Division, P.O. Box 4313, Baton Rouge, LA 70821-4313, phone (225) 219-3047.

Persons wishing to be included on the LDEQ permit public notice mailing list or for other public participation related questions should contact the Public Participation Group in writing at LDEQ, P.O. Box 4313, Baton Rouge, LA 70821-4313, by email at deqmaillistrequest@la.gov or contact the LDEQ Customer Service Center at (225) 219-LDEQ (219-5337).

Permit public notices including electronic access to general information from the technically complete solid waste permit application can be viewed at the LDEQ permits public notice webpage at www.deq.louisiana.gov/apps/pubNotice/default.asp and general information related to the public participation in permitting activities can be viewed at www.deq.louisiana.gov/portal/tabid/2198/Default.aspx.

Alternatively, individuals may elect to receive the permit public notices via email by subscribing to the LDEQ permits public notice List Server at www.doa.louisiana.gov/oes/listservpage/ldeq_pn_listserv.htm

All correspondence should specify AI Number 22224, Permit Number P-0324, and Activity Number PER20060001.

Scheduled Publication Date: Thursday, September 20, 2007

DEPARTMENT OF ENVIRONMENTAL QUALITY

KATHLEEN BABINEAUX BLANCO
GOVERNOR

MIKE D. McDANIEL, Ph.D.
SECRETARY

AUG 2 8 2007

CERTIFIED MAIL 7003 2260 0005 9323 3182
RETURN RECEIPT REQUESTED

Mr. Joe Al Berry, President
Omega Waste Management, Inc.
PO Box 1377
Patterson, LA 70392

RE: Notice of Technical Completeness/ Permit Renewal Application
Omega Waste Management, Inc.
AI # 22224 / PER20060001
TP-101-5757 / P-0324
St. Mary Parish

Dear Mr. Berry:

The Waste Permits Division is in receipt of the final copies of your permit application dated July 5, 2007, for the above referenced facility. After review of the document, we have determined that your permit renewal application is technically complete and ready for public review.

The Environmental Assistance Division will distribute copies of your application for public review and place public notices in the appropriate newspapers in accordance with LAC 33:VII.513.F.3. Please contact Ms. Soumaya Ghosn at (225) 219-3276 for the date of publication and the dates for the comment period. At the conclusion of the comment period, the Waste Permits Division will consider all comments and render a permit decision regarding your application.

Please reference your Agency Interest Number AI #22224, Permit Activity Number PER20060001, and Permit Number P-0324 on all correspondence to this office pertaining to this permit renewal application. If you have any questions concerning this matter, please contact Mr. Hoa Van Nguyen at (225) 219-3047.

Sincerely,

Bijan Sharafkhani, P.E.
Administrator
Waste Permits Division

hvn

c: Earl J. Eues, Jr., R.E.M., Allterra, L.L.C.

original to IOSW
copy to WAS/H.V. Nguyen
AVG

KEE Environmental Services, L.L.C.
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@bellsouth.net

COPY

HAND DELIVERED

RECEIVED
JUL 0 5 2007
LDEQ

LDEQ RECEIPT
2007 JUL 5 AM 10 31

July 5, 2007

Mr. Bijan Sharafkhani, P.E., Administrator
LDEQ - Office of Environmental Services
Water and Waste Permits Division
P.O. Box 4313
Baton Rouge, Louisiana 70821-4313

RE: Submittal of Final Copies of Solid Waste Permit Renewal Application
Omega Waste Management, Inc.
AI#: 22224 / PER20060001
TP-101-5757 / P-0324
St. Mary Parish

Dear Mr. Sharafkhani:

Enclosed are six (6) bound copies of the complete permit renewal application including all revisions as requested by the LDEQ Water and Waste Permit Division in previous notice of deficiencies.

Please direct all questions and correspondence to Mr. Joe'al Berry at the following address and phone number:

Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, Louisiana 70392
Tel: 985-399-5100
Email: owm1900@bellsouth.net

Thank you for your assistance with this matter.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosures
/EE

SOLID WASTE PERMIT RENEWAL APPLICATION
TYPE I-A / II-A FACILITY
P-0324 /AI#: 22224

RECEIVED
JUL 0 5 2007
LDEQ

Prepared For:

OMEGA WASTE MANAGEMENT, INC.

1900 U.S. Highway 90 West
Patterson, Louisiana
St. Mary Parish

FINAL COPY, AI # 22224, P-0324
OMEGA WASTE MANAGEMENT, INC.
SUBMITTED 7/05/2007
READY FOR PUBLIC REVIEW

Prepared By:

KEE Environmental Services
Houma, Louisiana

July, 2006

SOLID WASTE PERMIT APPLICATION
TYPE I-A / TYPE II-A FACILITY
P-0324 / AI#: 22224
OMEGA WASTE MANAGEMENT, INC.

TABLE OF CONTENTS

Section 519 Part I: Permit Application Form ..... Page 1

Section 520 Compliance Information ..... Page 5

Section 521 Part II: Supplementary Information,
All Processing and Disposal Facilities ..... Page 8
Section 727 Financial Assurance ..... Page 40

Section 523 Part III: Additional Supplementary Information ..... Page 56

ATTACHMENTS

St. Mary Parish Zoning Documentation ..... Attachment 1

Proof of Operator's Public Notice Publications ..... Attachment 2

Proof of Legal Authority ..... Attachment 3

Area Master Plan Map & 7.5 Minute Topographic Map ..... Attachment 4

Louisiana Department of Transportation Letter ..... Attachment 5

Existing Land Use Map ..... Attachment 6

Aerial Photography ..... Attachment 7

State Agency Letters ..... Attachment 8

U.S. Corps of Engineers Wetland Determination ..... Attachment 9

U.S. Census Bureau Population Density Map ..... Attachment 10

Topographic Survey Map ..... Attachment 11

Notarized Affidavits for Buffer Zone & Buffer Zone Map ..... Attachment 12

Patterson Volunteer Fire Department Notification ..... Attachment 13

ATTACHMENTS (continued)

Manifest and Profile Forms ..... Attachment 14

FEMA Flood Zone Map ..... Attachment 15

St. Mary Soil Survey ..... Attachment 16

Professional Engineer Certification ..... Attachment 17

List of Personnel, Job Descriptions and Certifications ..... Attachment 18

QA/QC Plan ..... Attachment 19

Emergency Contingency Plan and Company Safety Manual ..... Attachment 20

Emergency Medical Services Notification Letters ..... Attachment 21

Facility Training Program ..... Attachment 22

Closure Cost Analysis ..... Attachment 23

Liability Coverage Documentation ..... Attachment 24

Financial Assurance Documentation ..... Attachment 25

SOLID WASTE STANDARD PERMIT APPLICATION – PART I

A. Application (Permit Holder) **Omega Waste Management, Inc.**

B. Facility Name: **Omega Waste Management, Inc.**

C. Facility Location/Description: **1900 Hwy 90 West**

D. Location: Section **22**, Township **15S**, Range **11E**
Parish: **St. Mary**
Coordinates: Lat. – Degrees **29** Minutes **41** Seconds **35**
Long. - Degrees **91** Minutes **19** Seconds **46**

E. Mailing Address: **1900 Highway 90 West**
Patterson, Louisiana 70392

F. Contact: **Joe Al Berry**

G. Telephone: **985-399-5100**

H. Type and Purpose of Operations: (Check each applicable line)

Type I	Industrial Landfill	_____
	Industrial Surface Impoundment	_____
	Industrial Landfarm	_____
Type I-A	Industrial Incinerator Waste Handling Facility	_____
	Industrial Shredder/Compactor/Baler	X____
	Industrial Transfer Station	X____
Type II	Sanitary Landfill	_____
	Residential/Commercial Surface Impoundment	_____

	Residential Commercial Landfarm	_____
Type II-A	Residential/Commercial Incinerator Waste	_____
	Handling Facility	_____
	Residential/Commercial Shredder/Compactor Baler	X____
	Residential/Commercial Transfer Station	X____
	Residential/Commercial Refuse-Derived Fuel	_____
Type III	Construction/Demolition-Debris Landfill	_____
	Woodwaste Landfill	_____
	Compost Facility	_____
	Resource Recovery/Recycling Facility	_____
Other	Describe:_____	
	_____	

I. Site Status: Owner X____ Leased_____ Lease Term _____Years

(Note: If leased, provide copy of lease agreement)

J. Operation Status: Existing X___ Proposed____

K. Total Acres __2.5____ Processing Acres ___0.5____ Disposal Acres 0___

L. Environmental Permits: (List)

The only environmental permit required for this facility is a Type I-A and Type II-A Solid Waste Permit from the Louisiana Department of Environmental Quality.

_____

_____

M. Conformity with regional plans. Attach letter from the Louisiana Resource Recovery and Development Authority (LRRDA) stating that the facility is an acceptable part of the state-wide program.

(Note: In accordance with R.S. 30:2307.B, LRRDA authority does not apply to solid waste disposal activity occurring entirely within the boundaries of a plant, industry, or business which generates such solid waste.)

Not Applicable, LRRDA no longer exists as a State authority.

N. Zoned: Yes__X___ No _____Zoning Requested_____

Zone Classification: **(See Attachment # 1)**

(Note: If zoned, include zoning affidavit and/or other documentation stating that the proposed use does not violate existing land-use requirements)

O. Types, Quantities, and Sources of Waste:

	Processing		Disposal	
	On-Site	Off-Site	On-Site	Off-Site
Residential	**0**	**10 wet tons/week**	**0**	**0**
Industrial	**0**	**200 wet tons/ week**	**0**	**0**
Commercial	**0**	**350 wet tons/week**	**0**	**0**
Other	**0**	**0**	**0**	**0**

P. Service Area: **Unlimited, focusing on Gulf of Mexico region.**

List of Parishes_____

Statewide_____ Unlimited X_____

Q. Proof of Operator's Public Notice – Attach proof of publication of the notice regarding the permit application submittal as required by LAC 33:VII.513.A.

See Attachment #2

R. Certification: I have personally examined and am familiar with the information submitted in the attached document, and I hereby certify under penalty of law that this information is true, accurate, and complete to the best of my knowledge. I am aware that there are significant penalties for submitting false information, including the possibility of fine and/or imprisonment.

Signature:_____

Date: 7/6/06

Typed Name and Title: Joe Al Berry / President

(Note: Attach proof of the legal authority of the signee to sign for the applicant.)

See Attachment # 3

S. Any additional information required by the administrative authority.

§520. Compliance Information

A. All applicants for solid waste permits shall comply with the requirements of LAC 33:I.1701.

Omega Waste Management, Inc. is in compliance with the requirements of LAC 33:I.1701 and has included in this section a copy of the Louisiana Department of Environmental Quality form 7037 rev 03 titled "Addendum to Permit Applications per LAC 22:I.1701" as proof of compliance with this section.

Media Type (check one)
Hazardous Waste ☐ Air ☐
Solid Waste ☒ Water ☐
Radiation Licensing ☐

Agency Interest Number: 22224
Is this a copy of a previously submitted form? Yes ☐ No ☒
If yes, indicate the original submittal date: ____
If yes, indicate the original permit number: ____

Department of Environmental Quality Permits Division P.O. Box 4313 Baton Rouge, LA 70821-4313 (225) 219-3181	**Addendum to Permit Applications per LAC 33:I.1701**	

Please Type Or Print	Company Name Omega Waste Management, Inc.	☒ Owner ☒ Operator	For Permits Division Use Only
	Parent Company (if Company Name given above is a division)		
	Plant name (if any)		
	Nearest town Patterson	Parish where located St. Mary	

1. Does the company or owner have federal or state environmental permits identical to, or of a similar nature to, the permit for which you are applying in other states? (This requirement applies to all individuals, partnerships, corporations, or other entities who own a controlling interest of 50% or more in your company, or who participate in the environmental management of the facility for an entity applying for the permit or an ownership interest in the permit.)

   ☒ Permits in Louisiana. List Permit Numbers: P-0324 / TP-1015757

   ☐ Permits in other states (list states): _____

2. Do you owe any outstanding fees or final penalties to the Department? No☒ Yes☐
   If yes, please explain. _____

3. Is your company a corporation or limited liability company? No☐ Yes☒ If yes, attach a copy of your company's Certificate of Registration and/or Certificate of Good Standing from the Secretary of State.

Certification:
I certify, under provisions in Louisiana and United States law which provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information contained in this Addendum to the Permit Application, including all attachments thereto are true, accurate, and complete.

Responsible Official

Name Joe'al Berry	City Patterson	State LA	Zip 70392
Title President	Business phone 985-399-5100		
Company Omega Waste Management, Inc.	Signature of responsible official(s)		
Suite, mail drop, or division	Date 6/12/06		
Street or P.O. Box 1900 Highway 90, West			

form_7037_r03
06/30/04

STATE OF LOUISIANA
SECRETARY OF STATE

AL ATER
SECRETARY OF STATE

HELEN J. CUMBO
ADMINISTRATOR

COMMERCIAL DIVISION

Uniform Commercial Code
(225) 925-4701
Fax
(225) 922-0452

Administrative Services
(225) 925-4704
Fax
(225) 925-4726

Corporations
(225) 925-4704
Fax
(225) 922-0435

May 11, 2006

Omega Waste Management, Inc.
Attn: Debra Rhoades
1900 Hwy. 90 West
Patterson, LA 70392-5506

Dear Ms. Rhoades:

OMEGA WASTE MANAGEMENT, INC.

This will acknowledge receipt of your letter of May 10, 2006.

Insofar as this office is concerned the above corporation is in good standing.

If we can be of further service at any time, please let us know.

Sincerely,

Helen J Cumbo

Helen J. Cumbo

CVI

Mailing Address: P. O. Box 94125, Baton Rouge, LA • 70804-9125
Office Location: 8549 United Plaza, Baton Rouge, LA • 70809
Web Site Address: www.sos.louisiana.gov

§521. Part II: Supplementary Information, All Processing and Disposal Facilities

The following information is required in the permit application for solid waste processing and disposal facilities. All responses and exhibits must be identified in the following sequence to facilitate the evaluation. Additionally, all applicable Sections of LAC 33:VII.Chapter 7 must be addressed and incorporated into the application responses. If a Section does not apply, the applicant must state that it does not apply and explain why.

A. Location Characteristics. Standards pertaining to location characteristics are contained in LAC 33:VII.709.A (Type I and II facilities), LAC 33:VII.717.A (Type I-A and II-A facilities, and LAC 33:719.A (Type III facilities).

1. The following information on location characteristics is required for all facilities.

a. Area Master Plans. A location map showing the facility, road network, major drainage systems, drainage-flow patterns, location of closest population center(s), location of the public-use airport(s) used by turbojet aircraft or piston-type aircraft, proof of notification of affected airport and Federal Aviation Administration as provided in LAC 33:VII.709.A.2, location of the 100-year flood plain, and other pertinent information. The scale of the maps and drawings must be legible, and engineering drawings are required.

See Attachment #4. USGS 7.5 Minute Topographic Map (Patterson, LA Quadrangle). Proof of notification of affected airport (Patterson Airport) and Federal Aviation Administration as provided in LAC 33: VII.709.A.2 does not apply to a Type I-A or Type II-A facility. Access to the facility by surface transportation will be by all weather roads that can meet the demands of the facility are designed to avoid, to the extent practicable, congestion, sharp turns, obstructions, or other hazards conductive to accidents; and the surface roadways will be adequate to withstand the weight of transportation vehicles. The entrance to the facility is U.S. Highway 90, which is an all weather road and can withstand the weight of the vehicles entering the facility.

b. A letter from the appropriate agency or agencies regarding those facilities receiving waste generated off-site, stating that the facility will not have a significant adverse impact on the traffic flow of area roadways and that the construction, maintenance, or proposed upgrading of such roads is adequate to withstand the weight of the vehicles.

The facility is located on the north side of U.S. Highway 90 right-of-way. Entrance onto the facility is through a driveway connected to U.S. Highway 90. The surface roadways will be adequate to withstand the weight of transportation vehicles. A letter from the Louisiana Department of Transportation and Development stating that the facility will not have significant adverse impact on the traffic flow of area roadways and that the construction, maintenance, or proposed upgrading of such roads is adequate to withstand the weight of the vehicles is located in attachment #5.

c. Existing Land Use. A description of the total existing land use within 3 miles of the facility (by approximate percentage) including, but not limited to:

i. residential;

ii. health-care facilities and schools;

iii. agricultural;

iv. industrial and manufacturing;

v. other commercial;

vi. recreational; and

vii. undeveloped

(i) Residential ≈ 10.6%

(ii) Health-care facilities and schools ≈ 0.3%

(iii) Agriculture ≈ 23.4%

(iv) Industrial and manufacturing ≈ 0.9%

(v) Other commercial ≈ 3.4%

(vi) Recreational ≈ 1.2%

(vii) Undeveloped ≈ 54.9% Highways/Waterways ≈ 5.3%

Also see Attachment # 6

d. Aerial Photograph. A current aerial photograph, representative of the current land use, of a 1-mile radius surrounding the facility. The aerial photograph shall be of sufficient scale to depict all pertinent features. (The administrative authority may waive the requirement for an aerial photograph for Type III facilities.)

See Attachment #7

e. Environmental Characteristics. The following information on environmental characteristics:

i. a list of all known historic sites, recreation areas, archaeologic sites, designated wildlife-management areas, swamps and marshes, wetlands, habitats for endangered species, and other sensitive ecologic areas within 1,000 feet of the facility perimeter or as otherwise appropriate;

See Attachment #8

According to State of Louisiana records, there are no historic sites, recreation areas, archaeologic sites, designated wildlife management areas, swamps and marshes, habitats for endangered species, or other sensitive ecologic areas within 1,000 feet of the facility perimeter. There is a possibility of wetlands to the south and north of the facility, but not on the property. All processing will take place indoors of the facility and any waste not able to be processed on the day of acceptance will be stored in a manner as to prevent odors or other vectors.. No waste will be stored on-site longer than 30 days. The storage of recyclable liquids will be in tanks surrounded by sufficient secondary containment as required by state and federal regulations. Waste stored in bins on the outside of the building will be stored in leak proof, covered bins to prevent the collection of rainwater.

ii. documentation from the appropriate state and federal agencies substantiating the historic sites, recreation areas, archaeologic sites, designated wildlife-management areas, wetlands, habitats for endangered species, and other sensitive ecologic areas within 1,000 feet of the facility; and

See Attachment #8 for letters from the following state and federal agencies:

La. Department of Wildlife and Fisheries – Date of Letter: 5/26/06

U.S. Fish and Wildlife Service – Date of Letter: 6/7/06

La. Dept. of Culture, Recreation & Tourism – Date of Letter: 6/6/06

U.S. Corps of Engineers – Date of Letter: 7/12/06 (See Attachment #9)

All processing of solid waste will be conducted indoors. The facility will provide a best management plan (BMP) and an emergency response plan in case of any

accidental releases of any product into the environment. The processing areas of the facility will be located within a building that will have subsurface drainage to a separator to prevent any flow of contaminated water from leaving the processing area. A wastewater treatment system will be installed to treat and store any liquids from unprocessed and processed waste. In the even of a release, the facility will notify the Solid Waste Division, activate the emergency response plan and initiate cleanup of any released materials to prevent the release from leaving the boundaries of the facility.

iii. a description of the measures planned to protect the areas listed from the adverse impact of operation at the facility.

The facility will provide a best management plan (BMP) and an emergency response plan in case of any accidental releases of any product into the environment. The processing areas of the facility will be located within a building that will have subsurface drainage to a separator to prevent any flow of contaminated waters from leaving the facility. A waste water treatment system will be installed to treat any liquids from incoming waste.

f. A wetlands demonstration, if applicable, as provided in LAC 33:VII.709.A.4.

The site is classified as a non-wetland site and has had improvements upon the site since 1982. A letter from the U.S. Corps of Engineers stating that the facility is not located in a wetland is located in Attachment #9.

g. Demographic Information. The estimated population density within a 3-mile radius of the facility boundary based on the latest census figures.

According to a 2000 U.S. Census Bureau Population Density Map obtained on the U.S. Census Bureau's Internet Site, the population density for the area of the facility is 144 to 212 people per square mile. See Attachment # 10.

2. The following information regarding wells, faults and utilities is required for Type I and II facilities.

a. Wells. Map showing the locations of all known or recorded shot holes and seismic lines, private water wells, oil and/or gas wells, operating or abandoned, within the facility and within 2,000 feet of the facility perimeter and the locations of all public water systems, industrial

water wells, and irrigation wells within 1 mile of the facility. A plan shall be provided to prevent adverse effects on the environment from the wells and shot holes located on the facility.

Not Applicable to Type IA and IIA Facilities

b. Faults

i. scaled map showing the locations of all recorded faults within the facility and within 1 mile of the perimeter of the facility; and

Not Applicable to Type IA and IIA Facilities

ii. demonstration, if applicable, of alternative fault set-back distance as provided in LAC 33:VII.709.A.5.

Not Applicable to Type IA and IIA Facilities

c. Utilities. Scale map showing the location of all pipelines, power lines, and right-of-ways within the site.

Not Applicable to Type IA and IIA Facilities

B. Facility Characteristics. Standards concerning facility characteristics are contained in LAC 33:VII.709.B (Type I and II facilities), LAC 33:VII.717.B (Type I-A and II-A facilities), and LAC 33:VII.719.B (Type III facilities). A facility plan, including drawings and a narrative, describing the information required below must be provided.

1. The following information is required for all facilities:

a. elements of the process or disposal system employed, including, as applicable, property lines, original contours (shown at not greater than 5-foot intervals), buildings, units of the facility, drainage, ditches and roads;

The elements of the process include the following: 1) Arrival of waste, 2) Approval of manifest documents; 3) Visual inspection of waste; 4) Dumping of waste into containment area; 5) Loading of waste into shredder; 6) Conveyance and metal separation of waste; 7) Compaction of shredded material; 8) Transportation of shredded material to permitted recycling facility or landfill. The facility consists of one large metal building housing the office in the southern section and the processing facility in the northern section of the building. Property lines and original contour lines shown at not greater than five-foot intervals are shown on the site map of the facility in Attachment #11. The contour

lines range from + 1 to +3 feet. The elevation inside of the processing area is +3.6 feet. Drainage of the facility is directed towards swale ditches on the east and west property boundaries. These swale ditches drain into ditches along U.S. Highway 90 West. The roads leading into the facility are asphalt roads maintained by the LADOT. The driveway and parking areas of the facility are constructed of limestone. See Attachment #11. (Topographic Survey Plat)

b. the perimeter barrier and other control measures;

The facility has an eight-foot high chain link fence encircling the back half of the property with only one entry and exit point. During operational hours, the facility entrance gate will be continuously monitored and all incoming loads will be required to check-in with the main office. During non-operational hours, the facility entrances will be locked and adequate lighting is available for security measures. All entrances to the facility will be posted with a list of the types of waste the facility is permitted to receive.

c. a buffer zone;

The processing building will have a five-foot (5') buffer zone on the south and a two hundred foot (200') buffer zone on the north side. The buffer zone for the east side of the building is only 5 feet and the buffer zone on the west side of the building is only 5 feet. A notarized affidavit waiving the 200-foot buffer zone by the adjoining landowners has been entered into the mortgage and conveyance records of the Parish of St. Mary. A copy of the notarized affidavit is located in Attachment #12 of this permit. No storage or processing of solid waste will occur within the buffer zone. A site map depicting the buffer zone of the facility is located in Attachment #12. Proof that the notarized affidavit waiving the 200 feet buffer zone has been entered in the mortgage and conveyance records of St. Mary Parish is located in Attachment # 12.

d. fire-protection measures;

Fire protection will be provided by the City of Patterson Volunteer Fire Department. Proof of notification of the facility and its operations to the fire department is noted in Attachment #13. Fire extinguishers will be strategically placed within the processing area for fire control. Acadian Ambulance Service will provide service to the

facility for emergency care services and transportation. Teche Regional Medical Center is approximately 10 miles from the facility.

e. landscaping and other beautification efforts;

The facility will be landscaped around and near the main office. The main yard area will be policed for litter and the grass will be cut as needed.

f. devices or methods to determine, record, and monitor incoming waste;

All incoming waste will be required to check-in with the main office building before being allowed to enter the process area. The sources and types of incoming waste will be recorded on a non-hazardous waste manifest that will be required on each shipment of waste received at the facility. Each load will be measured in cubic yards and converted to wet-weight tonnage. All loads will be required to have passed a TCLP before acceptance and profiles will be kept on file. Each load will be recorded in a computer showing the date, time, transporter, waste generator and location, and wet-weight tonnage of waste received. Before offloading will take place, all loads will be visually inspected for hazardous, unauthorized, or un-permitted waste by processing personnel to insure accuracy of the manifest. After the load is placed into the receiving containment area, another visual inspection will be conducted. If any hazardous waste is detected, the transporter and generator will be notified and required to clean up and dispose of any hazardous, unauthorized, or unpermitted waste. The facility will be equipped with a computer and software to keep track of all incoming and outgoing waste. The generator of the waste listed on the non-hazardous manifest will be required to state on the manifest if the waste was generated in-state or out-of-state and if the waste is industrial, commercial or residential. If the waste is industrial, the generator will be required to state on the manifest where it was generated. Copies of the manifest and profile sheets that are to be utilized at the facility are located in Attachment # 14.

g. NPDES discharge points (existing and proposed); and

The only discharge from the facility will be stormwater runoff from non-processing areas of the facility.

h. other features, as appropriate.

Not applicable to this facility.

2. The following information is required for Type I and II facilities:

a. areas for isolating nonputrescible waste or incinerator ash, and borrow areas; and

Not Applicable to Type IA and IIA Facilities

b. location of leachate collection/treatment/removal system.

Not Applicable to Type IA and IIA Facilities

C. Facility Surface Hydrology. Standards governing facility surface hydrology are contained in LAC 33:VII.711.A (Type I and II landfills), LAC 33:VII.713.A (Type I and II surface impoundments), LAC 33:VII.715.A (Type I and II landfarms), LAC 33:VII.717.C. (Type I-A and II-A facilities), and LAC 33:VII.719.C (Type III facilities).

1. The following information regarding surface hydrology is required for all facilities:

a. a description of the method to be used to prevent surface drainage through the operating areas of the facility;

All processing equipment and storage of waste will be conducted inside of the facility's processing building. The processing building's concrete foundation is built *above the normal elevation of the property to prevent surface drainage from entering the* building.

b. a description of the facility runoff/run-on collection system;

The facility is designed to allow for stormwater runoff/run-on to utilize swale ditches along side of the property to drain the entire facility. All runoff/run-on associated with the facility drains into the swale ditches and then into St. Mary Parish East Wax Lake Drainage District drainage system. All processing of incoming waste will be conducted inside of the processing building preventing the contamination of runoff/run-on from the facility.

c. the maximum rainfall from a 24-hour/25-year storm event;

The maximum rainfall from a 24-hour/25 year storm event is 9 inches. This information was derived from the Southern Regional Climate Center Technical Report 97-1 titled "Rainfall Frequency/Magnitude Atlas for the South-Central United States".

d. the location of aquifer recharge areas in the site or within 1,000 feet of the site perimeter, along with a description of the measures planned to protect those areas from the adverse impact of operations at the facility; and

According to Louisiana Department of Environmental Quality's map entitled "Recharge Potential of Louisiana Aquifers" dated 1988, there are no aquifer recharge areas near the site.

e. if the facility is located in a flood plain, a plan to ensure that the facility does not restrict the flow of the 100-year base flood or significantly reduce the temporary water-storage capacity of the flood plain, and documentation indicating that the design of the facility is such that the flooding does not affect the integrity of the facility or result in the washout of solid waste.

The facility is located along U.S. Highway 90 in a commercially developed corridor. The property is only 2.5 acres and does not significantly restrict the flow of the 100-year base flood or reduce the temporary water-storage capacity of the flood plain. The facility and property is at an average elevation of 3.5 feet and the 100 year flood elevation as determined by the FEMA Flood Insurance Rate Map is +3 MSL making the area a Zone A3 classification. See attachment #15 for FEMA Map. The facility is located within the Atchafalaya Basin Levee System. Surface-runoff-diversion levees, canals, or devices do not need to be installed to prevent drainage from the units of the facility which have not received final cover to adjoining areas during a 24-hour/25-year storm event because the facility does not have any units requiring final cover. The height of the concrete foundation is +3.57 MSL. The 100-year flood elevation is +3.0 MSL.

D. Facility Geology. Standards governing facility geology are contained in LAC 33:VII.709.C (Type I and II facilities), LAC 33:VII.717.D (Type I-A and II-A facilities), and LAC 33:VII.719.D (Type III facilities).

1. The following information regarding geology is required for Type I and Type II facilities:

a. isometric profile and cross-sections of soils, by type, thickness, and permeability;

Not applicable to Type I-A and Type II-A facilities

b. logs of all known soil borings taken on the facility and a description of the methods used to seal abandoned soil borings;

Not applicable to Type I-A and Type II-A facilities

c. results of tests for classifying soils (moisture contents, Atterberg limits, gradation, etc.), measuring soil strength, and determining the coefficients of permeability, and other applicable geotechnical tests;

A visual inspection of the facility shows natural stable soils of low permeability for the area occupied by the solid waste facility, including vehicle parking and turnaround area, that should provide a barrier to prevent any penetration of surface spills into groundwater aquifers underlying the area or to a sand or other water-bearing stratum that would provide a conduit to such aquifers. The turnaround and vehicle parking areas are constructed of compacted soils with a compacted limestone surface. The limestone is compacted on top of a fiberglass cloth that will prevent penetration of surface spills. All processing of solid waste will be conducted on a sealed concrete surface inside a metal building. In the event of a surface spill, the concrete will provide a sufficient barrier to prevent any penetration into the groundwater aquifers underlying the area or to a sand or other water-bearing stratum that would provide a conduit to such aquifers. No solid waste will be allowed to be dumped onto the ground surface. All waste received at the facility will be required to arrive in leak-proof containers. Waste that may be temporarily stored at the facility will be stored on concrete or compacted limestone surfacing. A copy of the current St. Mary Parish Soil Survey is located in attachment #16.

d. geologic cross-section from available published information depicting the stratigraphy to a depth of at least 200 feet below the ground surface;

Not applicable to Type I-A and Type II-A facilities

e. for faults mapped as existing through the facility, verification of their presence by geophysical mapping or stratigraphic correlation of boring logs. If the plane of the fault is verified within the facility's boundaries, a discussion of measures that will be taken to mitigate adverse effects on the facility and the environment;

Not applicable to Type I-A and Type II-A facilities

f. for a facility located in a seismic impact zone, a report with calculations demonstrating that the facility will be designed and operated so that it can withstand the stresses caused by the maximum ground motion, as provided in LAC 33:VII.709.C.2; and

Not applicable to Type I-A and Type II-A facilities

g. for a facility located in an unstable area, a demonstration of facility design as provided in LAC 33:VII.709.C.3.

Not applicable to Type I-A and Type II-A facilities

2. The following information regarding geology is required by Type III woodwaste, and construction/demolition-debris facilities:

a. general description of the soils provided by a qualified professional (a geotechnical engineer, soil scientist, or geologist) along with a description of the method used to determine soil characteristics; and

Not applicable to Type I-A and Type II-A facilities

b. logs of all known soil borings taken on the facility and a description of the methods used to seal abandoned soil borings.

Not applicable to Type I-A and Type II-A facilities

E. Facility Subsurface Hydrology. Standards governing facility subsurface hydrology are contained in LAC 33:VII.715.A (Type I and II landfarms).

1. The following information on subsurface hydrology is required for all Type I facilities and Type II landfills and surface impoundments:

a. delineation of the following information for the water table and all permeable zones from the ground surface to a depth of at least 30 feet below the base of excavation:

i. areal extent beneath the facility;

Not applicable to Type I-A and Type II-A facilities

ii. thickness and depth of the permeable zones and fluctuations;

Not applicable to Type I-A and Type II-A facilities

iii. direction(s) and rate(s) of groundwater flow based on information obtained from piezometers and shown on potentiometric maps; and

Not applicable to Type I-A and Type II-A facilities

iv. any change in groundwater flow direction anticipated to result from any facility activities;

Not applicable to Type I-A and Type II-A facilities

b. delineation of the following, from all available information, for all recognized aquifers which have their upper surfaces within 200 feet of the ground surface:

i. areal extent;

Not applicable to Type I-A and Type II-A facilities

ii. thickness and depth to the upper surface;

Not applicable to Type I-A and Type II-A facilities

iii. any interconnection of aquifers; and

Not applicable to Type I-A and Type II-A facilities

iv. direction(s) and rate(s) of groundwater flow shown on potentiometric maps.

Not applicable to Type I-A and Type II-A facilities

2. The following information on subsurface hydrology is required for Type II landfarms. Delineation of the following information for the water table and all permeable zones from the ground surface to a depth of at least 30 feet below the zone of incorporation:

a. areal extent beneath the facility;

Not applicable to Type I-A and Type II-A facilities

b. thickness and depth of the permeable zones and fluctuations;

Not applicable to Type I-A and Type II-A facilities

c. direction(s) and rate (s) of groundwater flow based on information obtained from piezometers and shown on potentiometric maps); and

Not applicable to Type I-A and Type II-A facilities

d. any change in groundwater flow direction anticipated to result from any facilities activities.

Not applicable to Type I-A and Type II-A facilities

F. Facility Plans and Specifications. Standards governing facility plans and specifications are contained in LAC 33:VII.711.B (Type I and II landfills),LAC 33:VII.713.B (Type I and II surface impoundments), LAC 33:VII.715.B (Type I and II landfarms), LAC 33:717.E (Type I-A and II-A facilities), LAC 33:VII.721.A (Type III construction and demolition debris and woodwaste landfills), LAC 33:VII.723.A (Type III composting facilities), and LAC 33:VII.725.A (Type III separation facilities). Standards for groundwater monitoring are contained in LAC 33:VII.709.E (Type I and II facilities).

1. Certification. The person who prepared the permit application must provide the following certification:

> "I certify under penalty of law that I have personally examined and I am familiar with the information submitted in this permit application and that the facility as described in this permit application meets the requirements of the solid waste rules and regulations. I am aware that there are significant penalties for knowingly submitting false information, including the possibility of fine and imprisonment."

A registered engineer, licensed in the State of Louisiana has certified all plans and specifications represented and described in the permit application. See Attachment #12 and #17.

2. The following information on plans and specifications is required for Type I and II facilities:

a. detailed plan-view drawing(s) showing original contours, proposed elevations of the base of units prior to installation of the liner system, and boring locations;

See Attachment #11

b. detailed drawings of slopes, levees, and other pertinent features; and

Not applicable to Type I-A and Type II-A facilities

c. the type of material and its source for levee construction. Calculations shall be submitted demonstrating that an adequate volume of material is available for the required levee construction.

The facility is at an average elevation of +3.6 feet MSL. The 100-year flood elevation is +3 MSL. The facility is also located within the Atchafalaya Basin Levee system to protect against 100-year flood events. Due to the elevation of the property being above the 100-year flood elevation and in the Atchafalaya Basin Levee system, no perimeter levees will be necessary.

3. The following information on plans and specifications is required for Type I, II, and III landfills:

a. approximate dimensions of daily fill and cover; and

Not applicable to Type I-A and Type II-A facilities

b. the type of cover material and its source for daily, interim, and final cover. Calculations shall be submitted demonstrating that an adequate volume of material is available for daily, interim, and final cover.

Not applicable to Type I-A and Type II-A facilities

4. The following information on plans and specifications for the prevention of groundwater contamination must be submitted for Type I and II facilities:

a. representative cross-sections and geologic cross-sections showing original and final grades, approximate dimensions of daily fill and cover, drainage, the water table, groundwater conditions, the location and type of liner, and other pertinent information;

Not applicable to Type I-A and Type II-A facilities

b. a description of the liner system, which shall include: calculations of anticipated leachate volumes, rationale for particular designs of such systems, and drawings; and

Not applicable to Type I-A and Type II-A facilities

c. a description of the leachate collection and removal system, which shall include calculations of anticipated leachate volumes, rationale for particular designs of such systems, and drawings.

The wash down water will be collected in floor drains and allowed to gravity flow to an oil/water separator. The oil will be separated into a waste oil tank and the water will be stored in a wastewater tank for disposal. There will be no water discharges from the facility.

5. The following information on plans and specifications for groundwater monitoring must be provided for Type I and II facilities:

a. a minimum of three piezometers or monitoring wells in the same zone must be provided in order to determine groundwater flow direction;

Not applicable to Type I-A and Type II-A facilities

b. for groundwater monitoring wells, cross-sections illustrating construction of wells, a scaled map indicating well locations and the relevant point of compliance, and pertinent data on each well, presented in tabular form, including drilled depth, the depth to which the well is cased, screen interval, slot size, elevations of the top and bottom of the screen, casing size, type of grout, ground surface elevation, etc.;

Not applicable to Type I-A and Type II-A facilities

c. a groundwater monitoring program including a sampling and analysis plan that includes consistent sampling and analysis procedures that ensure that monitoring results provide reliable indications of groundwater quality;

Not applicable to Type I-A and Type II-A facilities

d. for an existing facility, all data on samples taken from monitoring wells in place at the time of the permit application must be included. (If this data exists in the department records, the administrative authority may allow references to the data in the permit application.) For an existing facility with no wells, groundwater data shall be submitted within 90 days after the installation of monitoring wells. For a new facility, groundwater data (one sampling event) shall be submitted before waste is accepted;

Not applicable to Type I-A and Type II-A facilities

e. a plan for detecting, reporting, and verifying changes in groundwater; and

Not applicable to Type I-A and Type II-A facilities

f. the method for plugging and abandonment of groundwater monitoring systems.

Not applicable to Type I-A and Type II-A facilities

6. The facility plans and specifications for Type I and II landfills and surface impoundments (surface impoundments with on-site closure and a potential to produce gases) must provide a gas collection and treatment or removal system,

Not applicable to Type I-A and Type II-A facilities

G. Facility Administrative Procedures. Standards governing facility administrative procedures are contained in LAC 33:VII.711.C (Type I and II landfills), LAC 33:VII.713.C (Type I and II surface impoundments), LAC 33:VII.715.C (Type I and II landfarms), LAC 33:VII.717.F (Type I-A and II-A facilities), LAC 33:VII.721.B (Type III construction and demolition debris and woodwaste landfills), LAC 33:VII.723.B (Type III composting facilities), and LAC 33:VII.725.B (Type III separation facilities).

1. The following information on administrative procedures is required for all facilities:

a. recordkeeping system; types of records to be kept; and the use of records by management to control operations;

The recordkeeping system will consist of computerized and paper files. A shipping manifest and profile will accompany all waste accepted at the facility. All invoicing will be conducted using a computerized accounting system. All incoming waste will be manually measured in cubic yards by facility personnel and recorded on a tracking

system designed by Omega Waste Management, Inc. The system will record where the material was generated and where the material was sent to for final disposal after processing. All outgoing waste will be manifested, profiled, and manually measured in cubic yards. The facility will submit all required reports listed in LAC 33:VII.717.F.1.a.i-vi on a timely basis. The permit holder will maintain at the facility all records specified in the application as necessary for the effective management of the facility and for preparing the required reports. This information will be available in either paper form or computerized. The owner/operator will maintain the records for the life of the facility and will keep the records on file for at least three years after closure of the facility. The permit holder will maintain records of transporters transporting waste for processing to the facility. The records will include the date of receipt of shipments and the transporter's solid waste identification number issued by the administrative authority. No waste will be accepted from transporters that do not have an identification number and that are not exempt for the regulations. A current copy of the Louisiana Solid Waste Rules and Regulations will be kept in the offices of the facility. The permit to operate will be kept on file in the office. A copy of the letter granting the issuance of the permit will be displayed for public view in the reception area of the facility. The permit application will be kept on file in the office along with any permit modifications. All annual reports will be submitted by August 1 of each reporting year. The seven digit industrial waste number that has been assigned by the administrative authority to the industrial solid waste generator will be utilized on the annual reports submitted by the facility. The permit holder will submit annual reports to the administrative authority indicating quantities and types of solid waste (express in wet-weight tons per year), received from in-state generators and from out-of-state generators, during the reporting period. All calculations used to determine the amounts of solid waste received for processing during the annual reporting period will be submitted to the administrative authority. A form to be used for this purpose will be obtained from the Solid Waste Division. The following applies to reports: 1) The reporting period for the processor annual report shall be from July 1 through June 30, commencing July 1, 1992, and terminating upon closure of the facility in accordance with the permit; 2) Annual reports will be submitted to the administrative authority by August 1 of each reporting year; 3) The annual report will be provided for each individual permitted facility on a

separate annual reporting form; 4) A facility which receives industrial solid waste shall utilize, in its annual report, the seven digit industrial waste number that has been assigned by the administrative authority to the industrial solid waste generator; 5) The annual report for incinerator waste-handling facilities, shredders, balers, compactors, and transfer stations shall identify the quantity (expressed in wet-weight tons per year), and types of solid waste transported for disposal. The report will also identify the permitted facility used for disposal of the waste. The following records will be kept: manifest, profiles, and trucking tickets for both processed waste and waste sent for disposal.

b. an estimate of the minimum personnel, listed by general job classification, required to operate the facility; and

Certified operators will be employed at the facility upon the receipt of residential and commercial waste. All operator certificates will be prominently displayed in the reception area of the office. Changes in the employment status of certified operators will be reported to the Board of Certification and Training for Solid Waste Disposal System Operators and the Solid Waste Division within 30 days. See Attachment # 18 for list of personnel, job descriptions and copies of certifications.

c. maximum days of operation per week and per facility operating day (maximum hours of operation within a 24-hour period).

The facility will operate from 7am to 7pm, Monday through Saturday. The Solid Waste Division will be notified whenever the facility operates outside of the normal days and hours of operation.

2. Administrative procedures for Type II facilities shall include the number of facility operators certified by the Louisiana Solid Waste Operator Certification and Training Program (R.S. 37:3151 et seq.).

The facility will comply with the requirements of 717.F.2.b which states the facilities receiving residential and commercial solid waste shall have the numbers and levels of certified operators employed at the facility, as required by the Louisiana Administrative Code, Title 46, Part XXIII. Operator certificates shall be prominently displayed at the facility. The Board of Certification and Training for Solid Waste Disposal System Operators and the Solid Waste Division shall be notified within 30 days of any

changes in the employment status of certified operators. Compliance with this section will be implemented at the facility when the Board of Certification and Training requires certification for operators of Type I-A and Type II-A facilities.

H. Facility Operational Plans. Standards governing facility operational plans are contained in LAC 33:VII.711.D (Type I and II landfills), LAC 33:VII.713.D (Type I and II surface impoundments), LAC 33:VII.715.D (Type I and II landfarms), LAC 33:VII.717.G (Type I-A and II-A facilities), LAC 33:VII.721.C (Type III construction and demolition debris and woodwaste landfills), LAC 33:VII.723.C (Type III composting facilities), and LAC 33:VII.725.C (Type III separation facilities).

1. The following information on operational plans is required for all facilities:

a. types of waste (including chemical, physical, and biological characteristics of industrial wastes generated on-site), maximum quantities of wastes per year, and sources of waste to be processed or disposed of at the facility;

The facility will not accept any waste that is classified as hazardous by the regulations of the Louisiana Department of Environmental Quality or the United States Environmental Protection Agency. Types of waste will consist of non-hazardous materials consisting of, but not limited to, used oil and fuel filters, used glycol filters and media (charcoals) used antifreeze and glycols, oily rags, oil absorbent pads and booms (polypropylene), contaminated cardboard and fibers, creosote boards and debris, woodwastes (pallets and crates), small scrap rubber hoses, uncontaminated barite and cements, used cooking oil and grease, used motor oils and fuels (diesels) and RCRA empty containers made of steel and plastic. The maximum quantity of waste per year is estimated at 100,000 cubic yards per year. The facility will process and recycle non-hazardous industrial and commercial solid waste materials from various industries, including but not limited to, oil and gas facilities (onshore and offshore), car dealers/service centers, refineries, shipbuilders and manufacturers, marine companies, mechanic shops, construction companies and spill response companies. The facility will not accept domestic septage or sewage sludge from publicly owned treatment works. The facility will not accept incinerator ash. The receipt of hazardous waste shall be strictly prohibited and prevented. Any other wastes that present special handling or disposal problems may be

excluded by the administrative authority. In addition to hazardous waste, no NORM waste shall be accepted.

b. waste-handling procedures from entry to final disposition, which could include shipment of recovered materials to a user;

Omega Waste Management, Inc. will mandate that all waste materials be sampled and tested according to State and Federal regulations for the determination of hazardous waste. All industrial waste will require testing for TCLP constituents prior to acceptance of the waste and annually thereafter, or documented process knowledge which confirms that the waste is not a characteristic or listed hazardous waste as defined in LAC 33:V.Subpart 1 or by federal regulations. Non-hazardous petroleum contaminated media and debris generated from underground storage tanks (UST) corrective action will require testing for the appropriate constituents of TCLP prior to acceptance of the waste. Material will be accepted in drums and bulk packaging. All containers accepted and shipped by the facility will provide for the containment of the waste and other controls to help eliminate litter, odor, leakage and other pollution of adjoining areas. After determining that the materials are not classified as hazardous waste, the material will be profiled for acceptance and issued a profile number. Once the waste stream has been profiled and accepted, Omega will make arrangements to have the material picked up for delivery to its facility in Patterson for processing. The material will be visually inspected upon arrival at the facility to insure that the material shipped matches the profiled material. A computerized waste tracking system will be utilized to record incoming and outgoing material. After passing the visual inspection, the waste material will be unloaded into an impervious concrete containment and loaded into a shredder for size reduction. The shredded material will then be conveyed to a precrusher/compactor to remove as much free oil and other liquids as possible. The material will then be pushed into a 40 yard compactor box for transportation to a recycling/disposal facility for further processing. The recycling/disposal facilities utilized for metals are as follows: Southern Scrap, Morgan City, La.; Mississippi River Recycle, Laplace, La. and Studdard Scrap Metals, Patterson, La. The paper material, referred to as "fluff" are disposed at Covanta Lake, Inc. in Okahumpka, Fl and/or Holcim, Inc. in Theodore, Al. The concrete containment, shredder, precrusher/compactor and 40 yard compactor box will be housed inside of a large metal

building allowing for all processing to occur on an impervious surface and not affected by rainfall. All oil and liquids received from clients and generated from the process will be stored in bulk storage tanks with appropriate secondary containment. As the oil and water is collected in the gravity phase separator, the water will be pumped to a 4,000 gallon (95 barrels) storage tank and the oil will be pumped to a separate 4,000 gallon (95 barrels) storage tank. Two, 275 gallon (6.5 barrels) tanks will be utilized in case of overflow or need of additional storage. When the tanks reach a sufficient capacity, the oil will sent for reclamation and the water will be sent for proper disposal. All petroleum oils, cooking oils and antifreeze is currently disposed or reclaimed at Aaron Oil Company, Inc., Berwick, La. or Hydrocarbon Engineering Processing, Inc., Natchez, Ms. Recovered water is sent to River Birch Landfill in Avondale, La., Morgan City Tank Cleaners, Inc. in Morgan City, La. or ES&H Consulting Services, Inc. in Houma, La. An extra 4,200 gallon storage tank (100 barrels) can be utilized in the event that extra storage space is necessary for either water or oil until a pickup can be scheduled. No open burning will be conducted at the facility without the written authorization of the administrative authority or any other applicable federal, state, and local authority. Scavenging of waste material will be prohibited at the facility. A comprehensive quality assurance/quality control plan will be in place before the receipt of industrial solid waste, incinerator ash, non-hazardous petroleum-contaminated media and debris generated by underground storage tanks (UST) corrective action. No mercury and/or cadmium bearing batteries will be accepted at the facility. See attachment # 19 for quality assurance/quality control plan. The facility will not incinerate any waste as part of its processing. Provisions will be made for at least daily cleanup of the facility, including equipment and waste-handling areas. The facility will be patrolled on a daily basis for litter. Cleanup of the facility, including equipment and waste-handling areas will be conducted throughout the day on an as needed basis. Treatment facilities for wash down and other contaminated waste will be provided. An oil/water separator and storage tank will be provided for wash down and other contaminated waste. In the event that unauthorized or hazardous waste is received at the facility, the waste will be rejected and sent back to the generator for proper disposal. Records of all unauthorized loads will be kept on file. If any unauthorized or hazardous waste is noticed within the receiving bin after acceptance of waste, the waste will be loaded into a leak-proof roll-off

container and the generator will be contacted to arrange disposal. The generator will be responsible for all contaminated waste located in the receiving bin. Recycled materials will be stored on-site no more than 30 days depending upon trucking availability and scheduling at the designated disposal facilities (Aaron Oil Company, Inc., Hydrocarbon Engineering Processing, Inc., Southern Scrap, Inc., Mississippi River Recycle, Inc., Studdard Scrap Metals, Inc., River Birch Landfill, Inc., Morgan City Tank Cleaners, Inc., ES&H Consulting Services, Inc., Covanta Lake, Inc., Holcim, Inc.) listed in this section.

c. minimum equipment to be furnished at the facility;

Skid mounted trash loader, shredder, conveyor systems, compactor, waste transportation bins, liquid storage bins and a forklift.

d. plan to segregate wastes, if applicable;

Scrap metal will be the only waste to be segregated from other waste. Waste left after the removal of scrap metal will be compacted and sent for recycling as a fuel source. Any used oils collected will be sent for reclamation to Aaron Oil Company, Inc. in Berwick, La. or Hydrocarbon Engineering Processing, Inc. in Natchez, Ms.

e. procedures planned in case of breakdowns, inclement weather, and other abnormal conditions (including detailed plans for wet-weather access and operations);

In case of breakdowns, machinery will be repaired within 24 hours if possible. The acceptance of waste will be curtailed and any waste bins that may be received will be covered and stored outside of the processing area and monitored for leakage. All necessary equipment will be provided and maintained at the facility to meet operational needs. All mechanical breakdowns will be repaired within 24 hours whenever possible. Since all processing will be conducted indoors, inclement weather will not be a factor in processing or accepting waste. Wash down and other contaminated water will be treated through an oil and water separator. Any water that will not meet pretreatment standards for the regional sewage treatment plant will be stored for proper disposal. In the event that waste has to be stored at the facility, the waste will be stored within the permitted processing area of the facility. No waste will be stored in the buffer zone. Waste will be stored in the receiving bin during breakdowns. Generators will be contacted to curtail the delivery of waste in the event of long term breakdowns. Waste in roll-off containers can

also be stored on concrete slabs at the rear of the facility within the required buffer zones. All precautionary measures will be taken to prevent contamination of soils.

f. procedures, equipment, and contingency plans for protecting employees and the general public from accidents, fires, explosions, etc., and provisions for emergency care should an accident occur (including proximity to a hospital, fire and emergency services, and training programs); and

Emergency contingency plans and the company safety manual are located in Attachment # 20. Emergency care includes Teche Regional Medical Center in Morgan City (approximately 10 miles), Acadian Ambulance Service, Inc. and the Patterson Volunteer fire Dept. Letters documenting the filing of the facility operations and emergency procedures with the administrative authority and with the local fire department and the closest hospital in located in attachment #21. Training on facility operations and emergency procedures will be conducted at monthly safety meetings. All employed personnel will be required to attend the safety meetings. A copy of the training program is located in Attachment #22. The plans shall be updated annually or when implementation demonstrates that a revision is needed.

g. provisions for controlling vectors, dust, litter, and odors.

All waste received will be processed immediately to alleviate unprocessed waste storage and odors. Any solid waste that may need to be stored for any period of time will be covered so as not to provide a nuisance, health hazard, or detriment to the environment. Municipal or petrucible waste accepted at the facility will be covered with a tarp or other material to control odors and vectors. The facility will be patrolled on a daily basis for litter. Cleanup of the facility, including equipment and waste-handling areas will be conducted throughout the day on an as needed basis. The maximum time of storage of processed or unprocessed waste will be thirty (30) days. In the event that circumstances cause the storage of waste beyond thirty (30) days, the Solid Waste Division will be notified.

2. The following information on operational plans is required for Type I and II facilities:

a. a comprehensive operational plan describing the total operation, including (but not limited to) inspection of incoming waste to ensure that only permitted wastes are accepted (Type II landfills must provide a plan for random inspection of incoming waste loads to ensure that

hazardous wastes or regulated PCB wastes are not disposed of in the facility.); traffic control; support facilities; equipment operation; personnel involvement; and day-to-day activities. A quality-assurance/quality-control [QA/QC] plan shall be provided for facilities receiving industrial waste; domestic-sewage sludge; incinerator ash; friable asbestos; nonhazardous petroleum-contaminated media; and debris generated from underground storage tanks [UST], corrective action, or other special wastes as determined by the administrative authority. The QA/QC plan shall include (but shall not be limited to) the necessary methodologies; analytical personnel; preacceptance and delivery restrictions; and appropriate responsibilities of the generator, transporter, processor, and disposer. The QA/QC plan shall ensure that only permitted, nonhazardous wastes are accepted;

Omega Waste Management, Inc. will mandate that all waste materials be sampled and tested according to State and Federal regulations for the determination of hazardous waste. All industrial waste will require testing for TCLP constituents prior to acceptance of the waste and annually thereafter, or documented process knowledge which confirms that the waste is not a characteristic or listed hazardous waste as defined in LAC 33:V.Subpart 1 or by federal regulations. Non-hazardous petroleum contaminated media and debris generated from underground storage tanks (UST) corrective action will require testing for the appropriate constituents of TCLP prior to acceptance of the waste. Material will be accepted in drums and bulk packaging. All containers accepted and shipped by the facility will provide for the containment of the waste and other controls to help eliminate litter, odor, leakage and other pollution of adjoining areas. After determining that the materials are not classified as hazardous waste, the material will be profiled for acceptance and issued a profile number. Once the waste stream has been profiled and accepted, Omega will make arrangements to have the material picked up for delivery to its facility in Patterson for processing. The material will be visually inspected upon arrival at the facility to insure that the material shipped matches the profiled material. A computerized waste tracking system will be utilized to record incoming and outgoing material. After passing the visual inspection, the waste material will be unloaded into an impervious concrete containment and loaded into a shredder for size reduction. The shredded material will then be conveyed to a precrusher/compactor to remove as much free oil and other liquids as possible. The material will then be pushed into a 40 yard compactor box for

transportation to a recycling/disposal facility for further processing. The concrete containment, shredder, precrusher/compactor and 40 yard compactor box will be housed inside of a large metal building allowing for all processing to occur on an impervious surface and not affected by rainfall. All oil and liquids received from clients and generated from the process will be stored in bulk storage tanks with appropriate containment. As the oil and water is collected in the gravity phase separator, the water will be pumped to a 4,000 gallon (95 barrels) storage tank and the oil will be pumped to a separate 4,000 gallon (95 barrels) storage tank. Two, 275 gallon (6.5 barrels) tanks will be utilized in case of overflow or need of additional storage. When the tanks reach a sufficient capacity, the oil will be sent for reclamation and the water will be sent for proper disposal. Three (3) extra 4,200 gallon storage tanks (100 barrels each) can be utilized in the event that extra storage space is necessary for either water or oil until a pickup can be scheduled. No open burning will be conducted at the facility without the written authorization of the administrative authority or any other applicable federal, state, and local authority. Scavenging of waste material will be prohibited at the facility. A comprehensive quality assurance/quality control plan will be in place before the receipt of industrial solid waste, incinerator ash, non-hazardous petroleum-contaminated media and debris generated by underground storage tanks (UST) corrective action. No mercury and/or cadmium bearing batteries will be accepted at the facility. See attachment # 19 for quality assurance/quality control plan. The facility will not incinerate any waste as part of its processing. Provisions will be made for at least daily cleanup of the facility, including equipment and waste-handling areas. The facility will be patrolled on a daily basis for litter. Cleanup of the facility, including equipment and waste-handling areas will be conducted throughout the day on an as needed basis. Treatment facilities for wash down and other contaminated waste will be provided. An oil/water separator and storage tank will be provided for wash down and other contaminated waste. In the event that unauthorized or hazardous waste is received at the facility, the waste will be rejected and sent back to the generator for proper disposal. Records of all unauthorized loads will be kept on file. If any unauthorized or hazardous waste is noticed within the receiving bin after acceptance of waste, the waste will be loaded into a leak-proof roll-off container and the generator will be contacted to arrange disposal. The generator will be responsible for all contaminated waste located in the receiving bin.

Recycled materials will be stored on-site no more than 30 days depending upon trucking availability and scheduling at the designated disposal facility.

b. salvaging procedures and control, if applicable; and

Salvaging of metal and used oils, antifreeze and cooking oils will be conducted by Omega. Salvaging by employees will not be allowed and controlled through supervisory personnel.

c. scavenging control.

Scavenging of material will not be allowed by employees and controlled through supervisory personnel.

3. The following information on operational plans is required for Type I and II landfarms:

a. items to be submitted regardless of land use:

i. a detailed analysis of waste, including (but not limited to) pH, phosphorus, nitrogen, potassium, sodium, calcium, magnesium, sodium-adsorption ratio, and total metals (as listed in LAC 33:VII.715.D.3.b);

Not applicable to Type I-A and Type II-A facilities

ii. soil classification, cation-exchange capacity, organic matter, content in soil, soil pH, nitrogen, phosphorus, metals (as listed in LAC 33:VII.715.D.3.b), salts, sodium, calcium, magnesium, sodium-adsorption ratio, and PCB concentrations of the treatment zone;

Not applicable to Type I-A and Type II-A facilities

iii. annual application rate (dry tons per acre) and weekly hydraulic loading (inches per acre); and

Not applicable to Type I-A and Type II-A facilities

iv. an evaluation of the potential for nitrogen to enter the groundwater;

Not applicable to Type I-A and Type II-A facilities

b. items to be submitted in order for landfarms to be used for food-chain cropland:

i. a description of the pathogen-reduction method for septage, domestic sewage sludges, and other sludges subject to pathogen production;

Not applicable to Type I-A and Type II-A facilities

ii. crops to be grown and the dates for planting;

Not applicable to Type I-A and Type II-A facilities

iii. PCB concentrations in waste;

Not applicable to Type I-A and Type II-A facilities

iv. annual application rates of cadmium and PCBs; and

Not applicable to Type I-A and Type II-A facilities

v. cumulative applications of cadmium and PCBs;

Not applicable to Type I-A and Type II-A facilities

c. items to be submitted for landfarms to be used for nonfood-chain purposes:

i. description of the pathogen-reduction method in septage, domestic sewage sludges, and other sludges subject to pathogen production; and

Not applicable to Type I-A and Type II-A facilities

ii. description of control of public and livestock access.

Not applicable to Type I-A and Type II-A facilities

4. The following information on operational plans is required for Type I-A and II-A incinerator waste-handling facilities and refuse-derived energy facilities:

a. a description of the method used to handle process waters and other water discharges which are subject to NPDES permit and state water discharge permit requirements and regulations; and

The wash down water will be collected in floor drains and allowed to gravity flow to an oil/water separator. The oil will be separated into a waste oil tank and the water will be stored in a wastewater tank for disposal. There will be no water discharges from the facility.

b. a plan for the disposal and periodic testing of ash (all ash and residue must be disposed of in a permitted facility).

No incineration will be conducted at the facility and no incinerator ash will be accepted at the facility.

5. The following information on operational plans is required for Type I-A and II-A refuse-derived fuel facilities and Type III separation and composting facilities:

a. a description of the testing to be performed on the fuel or compost; and

The facility will not operate as a Type I-A and II-A refuse derived fuel facility or a Type II separation and composting facility.

b. a description of the uses for and the types of fuel/compost to be produced.

The facility will not operate as a Type I-A and II-A refuse derived fuel facility or a Type II separation and composting facility.

6. The operational plans for Type I-A and II-A refuse-derived fuel facilities and Type III separation and composting facilities must include a description of marketing procedures and control.

The facility will not operate as a Type I-A and II-A refuse derived fuel facility or a Type II separation and composting facility.

7. The operational plans for Type I and II facilities receiving waste with a potential to produce gases must include a comprehensive air monitoring plan.

The facility will not receive waste with a potential to produce gases.

I. Implementation Plan. Standards governing implementation plans are contained in LAC 33:VII.709.D (Type I and II facilities), LAC 33:VII.717.H (Type I-A and II-A facilities), and LAC 33:VII.719.E (Type III facilities).

1. The implementation plans for all facilities must include the following:

a. a construction schedule for existing facilities which shall include beginning and ending time-frames and time-frames for the installation of all major features such as monitoring wells and liners. (Time-frames must be specified in days, with day one being the date of standard permit issuance); and

This is an existing, permitted Type I-A and Type II-A facility applying for a permit renewal. The facility will extend the concrete foundation on the north side of the building to the dimension of 60 feet x 60 feet from its present dimensions of 60 feet x 48.4 feet. The facility will also extend the roof of the existing building 60 feet to cover the new extension of the concrete foundation. The new roof is will be constructed to a height of

20 feet to existing architectural lines of the building. The new roof will be constructed of the same materials as the original building. Additional secondary containment will be constructed for the new oil and water storage tanks. See drawings located in Attachment 11. The projected date of the above listed modifications will be dependant upon the approval of the permit renewal application and estimated construction start is July, 2007. Construction activities will take 180 days.

b. details on phased implementation if any proposed facility is to be constructed in phases.

This is an existing, permitted Type I-A and Type II-A facility applying for a permit renewal.

2. The implementation plans for Type I and II facilities must include a plan for closing and upgrading existing operating areas if the application is for expansion of a facility or construction of a replacement facility.

Not applicable to Type I-A and Type II-A facilities.

J. Facility Closure. Standards governing facility closure are contained in LAC 33:VII.711.E (Type I and II landfills), LAC 33:VII.713.E (Type I and II surface impoundments), LAC 33:VII.715.E (Type I and II landfarms), LAC 33:VII.717.I (Type I-A and II-A facilities), LAC 33:VII.721.D (construction and demolition debris and woodwaste landfills), LAC 33:VII.723.D (Type III composting facilities), and LAC 33:VII.725.D (Type III separation facilities).

1. The closure plan for all facilities must include the following:

a. the date of final closure;

The facility does not anticipate a closure date. The facility will continue to operate as long as the facility generates revenue.

b. the method to be used and steps necessary for closing the facility; and

An insect and rodent inspection is required before closure. Extermination measures, if required must be provided. The permit holder shall verify that the underlying soils have not been contaminated due to the operation of the facility. If contamination exists, a remediation/removal work plan will be provide to the administrative authority. A closure plan will be submitted to the administrative authority detailing the date of final closure, the method to be used and steps necessary for closing the

facility and the estimated cost of closure. The closure plan will be submitted within 90 days of intent to close. A licensed pest control operator will be utilized to perform an insect and rodent inspection. All waste remaining at the facility at closure will be disposed of at a permitted facility. The facility will provide lab data through an environmental site assessment phase II, in accordance with the current LDEQ RECAP Document to verify that the underlying soils have not been contaminated due to the operations of the facility.

c. the estimated cost of closure of the facility, based on the cost of hiring a third party to close the facility at the point in the facility's operating life when the extent and manner of its operation would make closure the most expensive.

The estimated cost of closure of the facility, based on the cost of hiring a third party to close the facility at the point in the facility's operating life when the extent and manner of its operation would make closure the most expensive is estimated at approximately $39,186.00. A copy of this closure analysis is located in Attachment #23 of the permit application.

2. The closure plan for Type I and II landfills and surface impoundments must include:

a. a description of the final cover and the methods and procedures used to install the cover;

Not applicable to Type I-A and Type II-A facilities.

b. an estimate of the largest area of the facility ever requiring a final cover at any time during the active life;

Not applicable to Type I-A and Type II-A facilities.

c. an estimate of the maximum inventory of solid waste ever on-site over the active life of the facility; and

Not applicable to Type I-A and Type II-A facilities.

d. a schedule for completing all activities necessary for closure.

Not applicable to Type I-A and Type II-A facilities.

3. The closure plan for all Type I and II facilities and Type III woodwaste and construction/demolition debris facilities shall include the following:

a. the sequence of final closure of each unit of the facility, as applicable;

Not applicable to Type I-A and Type II-A facilities.

b. a drawing showing final contours of the facility; and

Not applicable to Type I-A and Type II-A facilities.

c. a copy of the document that will be filed upon closure of the facility with the official parish recordkeeper indicating the location and use of the property for solid waste disposal, unless the closure plan specifies a clean closure.

The facility will be closed in accordance to the LDEQ Solid Waste Regulations and the LDEQ RECAP Document, which may require recordation of the concentration of constituents left in place at the facility in the Parish Clerk of Court's mortgage and conveyance records. Based on the waste processed on site, the following additional compounds will be analyzed during closure of the site: acenaphthene, anthracene, fluoranthene, fluorene, naphthalene and pyrene.

K. Facility Post-Closure. Standards governing post-closure requirements are contained in LAC 33:VII.711.F (Type I and II landfills), LAC 33:VII.713.F (Type I and II surface impoundments), LAC 33:VII.715.F (Type I and II landfarms), and LAC 33:VII.721.E (Type III construction and demolition debris and woodwaste landfills).

1. The post-closure plan for all facilities must include the following:

a. specification of the long-term use of the facility after closure, as anticipated; and

Long term use of the facility after closure, as anticipated, would be a commercial establishment utilizing the large office and warehouse space

b. the cost of conducting post-closure of the facility, based on the estimated cost of hiring a third party to conduct post-closure activities in accordance with the closure plan.

The estimated cost of closure of the facility, based on the cost of hiring a third party to close the facility at the point in the facility's operating life when the extent and manner of its operation would make closure the most expensive is estimated at $39,186.00. A copy of this closure analysis is located in Attachment #23 of the permit application. The total amount of storage available for processing of solid waste is 210 cubic yards and the total amount of oil/water storage is 452 barrels for the facility. These numbers were utilized in calculating closure costs.

2. The post-closure plan for Type I and II facilities must include the following:

a. the method for conducting post-closure activities, including a description of the monitoring and maintenance activities and the frequency at which they will be performed;

Not applicable to Type I-A and Type II-A facilities.

b. the method for abandonment of monitoring systems, leachate collection systems, gas-collection systems, etc.;

Not applicable to Type I-A and Type II-A facilities.

c. measures planned to ensure public safety, including access control and gas control; and

Not applicable to Type I-A and Type II-A facilities.

d. a description of the planned uses of the facility during the post-closure period.

Not applicable to Type I-A and Type II-A facilities.

L. Financial Responsibility. Standards governing financial responsibility are contained in LAC 33:VII.727. A Section documenting financial responsibility according to LAC 33:VII.727 which contains the following information, must be included for all facilities:

1. the name and address of the person who currently owns the land and the name and address of the person who will own the land if the standard permit is granted (if different from the permit holder, provide a copy of the lease or document which evidences the permit holder's authority to occupy the property); or

Omega Waste Management, Inc.
1900 Hwy 90 West
Patterson, LA 70392-5506

2. the name of the agency or other public body that is requesting the standard permit; or, if the agency is a public corporation, its published annual report; or, if otherwise, the names of the principal owners, stockholders, general partners, or officers;

Mr. Joe Al Berry / President

3. evidence of liability coverage, including:

a. personal injury, employees, and the public (coverage, carriers, and any exclusions or limitations);

b. property damage (coverage and carrier);

c. environmental risks; and

Omega Waste Management, Inc. has provided a Certificate of Insurance which provides evidence of liability coverage for personal injury, employees, public and property damage. A copy of the current Certificate of Insurance is included in Attachment #24. Each year, Omega Waste Management, Inc. will submit a new Certificate of Insurance prior to the expiration date to meet this requirement. Please see the following relevant responses to LAC 33:VII.727.A.1 that relate to the applicable financial assurance mechanism.

4. evidence of a financial assurance mechanism for closure and/or post-closure care and corrective action for known releases when needed.

Omega Waste Management, Inc. has provided a copy of the Standby Trust Agreement with Patterson State Bank, located in Patterson, La. through an Irrevocable Letter of Credit No. 215 for the amount of $39,186.00. The Irrevocable Letter of Credit and Standby Trust Agreement are included in Attachment #25. The certificate of financial assurance will be upgraded to reflect the changes in post closure cost. Please see the following relevant responses to LAC 33:VII.727.A.2 that relate to the applicable financial assurance mechanism.

Section 727 Financial Assurance

A. Financial Responsibility during Operation and for Closure and Post-Closure Care

1. Financial Responsibility during Operation. Permit holders or applicants for standard permits of Type I, I-A, II, II-A and III facilities have the following financial responsibilities while the facility is in operation.

a. Permit holders or applicants for Type I or II facilities shall maintain liability insurance, or its equivalent, for sudden and accidental occurrences in the amount of $1 million per occurrence and $1 million annual aggregate, per site, exclusive of legal-defense costs, for claims arising from injury to persons or property, owing to the operation of the site. Evidence of this

coverage shall be updated annually and provide to the Office of Environmental Services, Water and Waste Permits Division.

Omega Waste Management, Inc. acknowledges the above citation; however, the facility is a Type I-A and Type II-A facility; therefore, the above citation does not apply.

b. Permit holders or applicants for Type I-A and II-A facilities shall maintain liability insurance, or its equivalent, for sudden and accidental occurrences in the amount of $500,000 per occurrence and $500,000 annual aggregate, per site, exclusive of legal-defense costs, for claims arising from injury to persons or property, owing to the operation of the site. Evidence of this coverage shall be updated annually and provided to the Office of Environmental Services, Water and Waste Permits Division.

Facility exceeds the required liability insurance requirements. Facility has submitted a Certificate of Liability Insurance for $1,000,000 per occurrence and $4,000,000 annual aggregate, with a umbrella liability of $9,000,000 per occurrence and aggregate. A copy of the Certificate of Liability Insurance is located in Attachment #24.

c. Permit holders or applicants for Type III facilities shall maintain liability insurance, or its equivalent, for sudden and accidental occurrences in the amount of $250,000 per occurrence, and $250,000 annual aggregate, per site, exclusive of legal-defense costs, for claims arising from injury to persons or property, owing to the operation of the site. Evidence of this coverage shall be updated annually and provided to the Office of Environmental Services, Water and Waste Permits Division.

Omega Waste Management, Inc. acknowledges the above citation; however, the facility is a Type I-A and Type II-A facility; therefore, the above citation does not apply.

d. The financial responsibility may be established by any one or a combination of the following:

i. Evidence of liability insurance may consist of either a signed duplicate original of a solid waste liability endorsement, or a certificate of insurance.

(a). a statement of coverage relative to environmental risks;

(b). a statement of all exclusions to the policy; and

(c). a certification by the insurer that the insurance afforded with respect to such sudden accidental occurrences is subject to all of the terms and conditions of the policy, provided, however, that any provisions of the policy inconsistent with the following clauses (i) through (vi) are amended to conform with said clauses:

(i). bankruptcy or insolvency of the insured shall not relieve the insurer of its obligations under the policy;

(ii) the insurer is liable for the payment of amounts within any deductible applicable to the policy, with a right of reimbursement by the insured for any such payment made by the insurer. This provision does not apply with respect to that amount of any deductible for which coverage is demonstrated as specified in Clause A.1ld.ii, iii, or iv of this Section;

(iii). whenever requested by the administrative authority, the insurer agrees to furnish to the administrative authority a signed duplicate original of the policy and all endorsements;

(iv). cancellation of the policy, whether by the insurer or the insured, will be effective only upon written notice and upon lapse of 60 days after a copy of such written notice is received by the Office of Environmental Services, Water and Waste Permits Division;

(v). any other termination of the policy will be effective only upon written notice and upon lapse of 30 days after a copy of such written notice is received by the Office of Environmental Services, Water and Waste Permits Division;

(vi). the insurer is admitted, authorized, or eligible to conduct insurance business in Louisiana.

Omega Waste Management, Inc. has provided the LDEQ with a Solid Waste Facility Certificate of Liability Insurance that meets these requirements. A Certificate of Liability Insurance is located in Attachment #24.

d. The wording of the liability endorsement shall be identical to the wording that follows, except that the instructions in brackets are to be replaced with the relevant information and the brackets deleted.

Omega Waste Management, Inc. has chosen to use a Solid Waste Facility Certificate of Liability Insurance as the mechanism for financial assurance during operation; therefore, this section is not applicable.

e. The wording of the certificate of insurance shall be identical to the wording that follows, except that the instructions in brackets are to be replaced with the relevant information and the brackets deleted.

Omega Waste Management, Inc. has provided LDEQ with a Solid Waste Facility Certificate of Liability which meets this requirement. A copy of the certificate is provided in Attachment #24.

ii. Letter of Credit. A permit holder or applicant may satisfy the requirements of this Section by obtaining an irrevocable standby letter of credit that conforms to the following requirements, and by submitting the letter to the administrative authority.

Omega Waste Management, Inc. has chosen to use a Solid Waste Facility Certificate of Liability Insurance as the mechanism for financial assurance during operation; therefore this section is not applicable.

iii. Financial Test

(a). To meet this test, the applicant, permit holder, parent corporation of the applicant (corporate guarantor), or permit holder must submit to the Office of Environmental Services, Water and Waste Permits Division, the documents required by Paragraph A.2 of this Section demonstrating that the requirements of that Subsection have been met. Use of the financial test may be disallowed on the basis of the

accessibility of the assets of the permit holder, applicant, or parent corporation (corporate guarantor). If the applicant, permit holder, or parent corporation is using the financial test to demonstrate liability coverage and closure and post-closure care, only one letter from the chief financial officer is required.

Omega Waste Management, Inc. has chosen to use a Solid Waste Facility Certificate of Liability Insurance as the mechanism for financial assurance during operation; therefore this section is not applicable.

iv. Corporate Guarantee

(a). A permit holder or applicant may meet the requirements of Paragraph A.1 of this Section for liability coverage by obtaining a written guarantee, hereafter referred to as a "corporate guarantee." The guarantor must demonstrate to the administrative authority that the guarantor meets the requirements in Subparagraph A.2.i of this Section and must comply with the terms of the corporate guarantee. The corporate guarantee must accompany the items sent to the administrative authority specified in Clauses A.2.i.ii and iv of this Section. The terms of the corporate guarantee must be in an authentic act, signed and sworn to by an authorized officer of the corporation before a notary public and must provide that:

Omega Waste Management, Inc. has chosen to use a Solid Waste Facility Certificate of Liability Insurance as the mechanism for financial assurance during operation; therefore this section is not applicable.

e. The use of a particular financial responsibility mechanism is subject to the approval of the administrative authority.

Omega Waste Management, Inc. acknowledges that the use of a particular financial responsibility mechanism is subject to the approval of the Administrative Authority.

f. Permit holders of existing facilities must submit, on or before February 20, 1995, financial responsibility documentation that complies with the requirements of Paragraph A.1 of this Section. Applicants for permits for new facilities must submit evidence of financial assurance in accordance with this Section at least 60 days before the date on which solid waste is first received for processing or disposal.

Omega Waste Management, Inc. acknowledges that permit holders of existing facilities must submit, on or before February 20, 1995, financial responsibility documentation that complies with the requirements of LAC 33:VII.727.A.1.

2. Financial Responsibility for Closure and Post-Closure Care. Permit holders or applicants of Type I, I-A, II, II-A and III facilities have the following financial responsibilities for closure and post-closure care.

a. Permit holders or applicants for processing or disposal facilities shall establish and maintain financial assurance for closure and post-closure costs.

Omega Waste Management, Inc. has established an Irrevocable Letter of Credit and Standby Trust Agreement to satisfy this Section. Omega Waste Management, Inc. has provided a copy of the Standby Trust Agreement with Patterson State Bank, located in Patterson, La. through an Irrevocable Letter of Credit No. 215 for the amount of $39,186.00. The Irrevocable Letter of Credit and Standby Trust Agreement are included in Attachment #25. The certificate of financial assurance will be upgraded to reflect the changes in post closure cost. Please see the following relevant responses to LAC 33:VII.727.A.2 *that relate to the applicable financial assurance mechanism.*

b. The applicant or permit holder shall submit to the Office of Environmental Services, Water and Waste Permits Division, the estimated closure date and the estimated cost of closure and post-closure care in accordance with the following procedures.

i. The applicant or permit holder must have a written estimate, in current dollars, of the cost of closing the facility in accordance with the requirements in these rules. The estimate must equal the cost of closure at the point in the facility's operating life when the extent and manner of its operation would make closure the most expensive, as indicated by the closure plan, and shall be based on the cost of hiring a third party to close the facility in accordance with the closure plan.

The calculated closure and post-closure cost are estimated at $39,186.00 in 2006 dollars. The closure and post-closure costs calculations are located in Attachment #23.

ii. The applicant or permit holder of a facility subject to post-closure monitoring or maintenance requirements must have a written estimate, in current dollars, of the annual cost of

post-closure monitoring and maintenance of the facility in accordance with the provisions of these rules. The estimate of post-closure costs is calculated by multiplying the annual post-closure cost estimate by the number of years of post-closure care required and shall be based on the cost of hiring a third party to conduct post-closure activities in accordance with the closure plan.

Omega Waste Management, Inc. acknowledges the above citation; however, it is not applicable to Type I-A / II-A facilities. The facility will be clean closed and there will be no long term post closure for this type of facility.

iii. The cost estimates must be adjusted within 30 days after each anniversary of the date on which the first cost estimate was prepared on the basis of either the inflation factor derived from the Annual Implicit Price Deflator for Gross Domestic Product, as published by the U.S. Department of Commerce in its *Survey of Current Business* or a reestimation of the closure and post-closure costs in accordance with Clauses A.2.b.i and ii of this Section. The permit holder or applicant must revise the cost estimate whenever a change in the closure/post-closure plans increases or decreases the cost of the closure plan. The permit holder or applicant must submit a written notice of any such adjustment to the Office of Environmental Services, Water and Waste Permits Division, within 15 days following such adjustment.

The facility will adjust the cost estimates for closure and post-closure costs within 30 days after each anniversary of the date on which the first cost estimate was prepared on the basis of either the inflation factor derived from the Annual Implicit Price Deflator for Gross Domestic Product, as published by the U.S. Department of Commerce in its *Survey of Current Business* or a re-estimation of the closure and post-closure costs in accordance with Clauses A.2.b.i and ii of this Section. The facility will revise the cost estimate whenever a change in the closure/post-closure plans increases or decreases the cost of the closure plan and submit a written notice of any such adjustment to the Office of Environmental Services, Water and Waste Permits Division, within 15 days following such adjustment.

iv. For trust funds, the first payment must be at least equal to the current closure and post-closure cost estimate, divided by the number of years in the pay-in period. Subsequent payments must be made no later than 30 days after each annual anniversary of the date of the first payment. The amount of each subsequent payment must be determined by subtracting the current value of the trust fund from the current closure and post-closure costs estimates an dividing the result by the number of years remaining in the pay-in period. The initial pay-in period is base on the estimated life of the facility.

Omega Waste Management, Inc. acknowledges the above citation; however, the facility is providing financial assurance by means of a letter of credit with a standby trust. No trust funds are involved. Therefore, the above citation does not apply.

c. Financial Assurance Mechanisms. The financial assurance mechanism must be one or a combination of the following: a trust fund, a financial guarantee bond ensuring closure funding, a performance bond, a letter of credit, an insurance policy, or the financial test. The financial assurance mechanism is subject to the approval of the administrative authority and must fulfill the following criteria:

i. Except when a financial test, trust fund, or certificate of insurance is used as the financial assurance mechanism, a standby trust fund naming the administrative authority as beneficiary must be established at the time of the creation of the financial assurance mechanism into which the proceeds of such mechanism could be transferred should such funds be necessary for either closure or post-closure of the facility, and a signed copy must be furnished to the administrative authority with the mechanism.

Omega Waste Management, Inc. acknowledges the above citation and has included a standby trust in Attachment #25.

ii. A permit holder or applicant may use a financial assurance mechanism specified in this Section for more than one facility, if all such facilities are located within Louisiana and are specifically identified in the mechanism.

Omega Waste Management, Inc. acknowledges that it may use a financial assurance mechanism specified in this section for more than one facility, if all such facilities

are located within Louisiana and are specifically identified in the mechanism. However, Omega Waste Management, Inc. does not propose to do this.

iii. The amount covered by the financial assurance mechanism(s) must equal the total of the current closure and post-closure estimates for each facility covered.

The amount covered by the financial assurance mechanism(s) does equal the total of the current closure and post-closure estimates for each facility covered.

iv. When all closure and post-closure requirements have been satisfactorily completed, the administrative authority shall execute an approval to terminate the financial assurance mechanism(s).

Omega Waste Management, Inc. acknowledges that when all closure and post-closure requirements have been satisfactorily completed, the Administrative Authority shall execute an approval to terminate the financial assurance mechanism(s).

d. Trust Funds. A permit holder or applicant may satisfy the requirements of this Section by establishing a closure trust fund that conforms to the following requirements and submitting an originally signed duplicate of the trust agreement to the Office of Environmental Services, Water and Waste Permits Division.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. According to LAC 33:VII.727.A.2.g.ii, a standby trust fund has been submitted along with the letter of credit. The submitted trust fund meets all of the following requirements applicable to a standby trust fund.

i. The trustee must be an entity that has the authority to act as a trustee and whose trust operations are regulated and examined by a federal or state agency.

ii. Trusts must be accomplished in accordance with and subject to the laws of Louisiana. The beneficiary of the trust shall be the administrative authority.

iii. Trust-fund earnings may be used to offset required payments into the fund, to pay the fund trustee, or to pay other expenses of the funds, or may be reclaimed by the permit holder or applicant upon approval of the administrative authority.

iv. The trust agreement must be accompanied by an affidavit certifying the authority of the individual signing the trust on behalf of the permit holder or applicant.

v. **The permit holder or applicant may accelerate payments into the trust fund or deposit the full amount of the current closure cost estimate at the time the fund is established. The permit holder or applicant must, however, maintain the value of the fund at no less than the value that the fund would have if annual payments were made as specified in Clause A.2.b.iv of this Section. (Not applicable to a standby trust fund)**

vi. **If the permit holder or applicant establishes a trust fund after having used one or more of the alternate mechanisms specified in this Section, his first payment must be in at least the amount that the fund would contain if the trust fund were established initially and annual payments made according to the specifications of this Paragraph. (Not applicable to a standby trust fund)**

vii. **After the pay-in period is completed, whenever the current cost estimate changes, the permit holder must compare the new estimate with the trustee's most recent annual valuation of the trust fund. If the value of the fund is less than the amount of the new estimate, the permit holder or applicant, within 60 days after the change in the cost estimate, must either deposit an amount into the fund that will make its value at least equal to the amount of the closure/post-closure cost estimate or it must estimate or obtain other financial assurance as specified in this Section to cover the difference. (Not applicable to a standby trust fund)**

viii. **After beginning final closure, a permit holder, or any other person authorized by the permit holder to perform closure and/or post-closure may request reimbursement for closure and/or post-closure expenditures by submitting itemized bills to the Office of Environmental Services, Water and Waste Permits Division. Within 60 days after receiving bills for such activities, the administrative authority will determine whether the closure and/or post-closure expenditures are in accordance with the closure plan or otherwise justified, and if so, he or she will instruct the trustee to make reimbursement in such amounts as the administrative authority specifies in writing. If the administrative authority has reason to believe that the cost of closure and/or post-closure will be significantly greater than the value of the trust fund, he may withhold reimbursement for such amounts as he deems prudent until he determines that the permit holder is no longer required to maintain financial assurance.**

ix. **The wording of the trust agreement shall be identical to the wording that follows, except that the instructions in brackets are to be replaced with the relevant information and the brackets deleted. The trust agreement shall be accompanied by a formal certification of acknowledgement.**

e. Surety Bonds. A permit holder or applicant may satisfy the requirements of this Section by obtaining a surety bond that conforms to the following requirements an submitting the bond to the Office of Environmental Services, Water and Waste Permits Division.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

f. Performance Bonds. A permit holder or applicant may satisfy the requirements of this Section by obtaining a surety bond that conforms to the following requirement and submitting the bond to the Office of Environmental Services, Water and Waste Permits Division.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

g. Letter of Credit. A permit holder or applicant may satisfy the requirements of this Section by obtaining an irrevocable standby letter of credit that conforms to the following requirements and submitting the letter to the Office of Environmental Services, Water and Waste Permits Division.

i. The issuing institution must be an entity that has the authority to issue letters of credit and whose letter-of-credit operations are regulated and examined by a federal or state agency.

A copy of the Letter of Credit is included in Attachment #25. The Letter of Credit was drawn on Patterson State Bank. The bank is regulated by applicable laws and regulations of the State of Louisiana and the U.S. Treasury Department.

ii. A permit holder or applicant who uses a letter of credit to satisfy the requirements of this Section must also provide to the administrative authority evidence of the establishment of a standby trust fund. Under the terms of the letter of credit, all amounts paid pursuant to a draft by the administrative authority will be deposited by the issuing institution directly into the standby trust fund. The wording of the standby trust fund shall be as specified in Clause A.2.d.ix of this Section.

A copy of the standby trust fund is included in Attachment #25. This standby trust fund complies with the language specified in Clause A.2.d.ix of this Section.

iii. The letter of credit must be accompanied by a letter from the permit holder or applicant referring to the letter of credit by number, issuing institution, and date, and providing the following information: solid waste identification number, site name, facility name, facility permit number, and the amount of funds assured for closure and/or post-closure of the facility by the letter of credit.

Attachment #25 includes a copy of the letter from Omega Waste Management, Inc. dated April 26, 2007 containing the information required by the citation above.

iv. The letter of credit must be irrevocable and issued for a period of at least one year, unless, at least 120 days before the current expiration date, the issuing institution notifies the permit holder and the Office of Environmental Services, Water and Waste Permits Division, by certified mail of a decision not to extend the expiration date. Under the terms of the letter of credit, the 120 days will begin on the date when both the permit holder and the administrative authority receive the notice, as evidenced by the return receipt.

Omega Waste Management, Inc. acknowledges the requirements of the above citation and the Letter of Credit dated July 20, 2006 for which a copy is included in Attachment #25, does meet these requirements.

v. The letter of credit must be issued in an amount at least equal to the current closure and post-closure estimates.

Omega Waste Management, Inc. acknowledges the citation and has proved a letter of credit (#215) drawn on Patterson State Bank for the amount of $39, 186.00 to cover closure and post closure costs which is equal to the current closure and post closure cost estimate. A copy of the letter of credit is included in Attachment #25.

vi. Whenever the current cost estimates increase to an amount greater than the amount of the credit, the permit holder, within 60 days after the increase, must either cause the amount of the credit to be increased so that it at least equals the current closure and post-closure cost estimates and submit evidence of such increase to the Office of Environmental Services, Water and Waste Permits Division, or obtain other financial assurance as specified in this Section to cover the increase. Whenever the current cost estimate decreases, the amount of the credit

may be reduced to the amount of the current closure and post-closure cost estimates upon written approval of the administrative authority.

Omega Waste Management, Inc. acknowledges the citation above and will increase the amount of the letter of credit accordingly within 60 days should current closure and post-closure costs increase. Supporting evidence of any increase will be included with a replacement letter of credit should it be needed.

vii. Following a determination by the administrative authority that the permit holder has failed to perform final closure or post-closure in accordance with the closure plan and other permit requirements when required to do so, the administrative authority may draw on the letter of credit.

Omega Waste Management, Inc. acknowledges the citation above and realizes that if it failed to perform final closure or post-closure in accordance with its plans and other permit requirements at the time required, the administrative authority could draw on the letter of credit.

viii. The wording of the letter of credit shall be identical to the wording that follows, except that the instructions in brackets are to be replaced with the relevant information and the brackets deleted.

Omega Waste Management, Inc. has provided LDEQ with a letter of credit which meets this requirement. A copy of the letter of credit is located in Attachment #25.

h. Insurance. A permit holder or applicant may satisfy the requirements of this Section by obtaining insurance that conforms to the requirements of this Subparagraph and submitting a certificate of insurance to the Office of Environmental Services, Water and Waste Permits Division.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

i. Financial Test. A permit holder, applicant, or parent corporation of the permit holder or applicant, which will be responsible for the financial obligations, may satisfy the requirements of this Section by demonstrating that he or she passes a financial test as specified in the

Subparagraph. The assets of the parent corporation of the applicant or permit holder shall not be used to determine whether the applicant or permit holder satisfies the financial test, unless the parent corporation has supplied a corporate guarantee as outlined in Clause A.1.k.iv of this Section.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

j. Local Government Financial Test. An owner or operator that satisfies the requirements of Clauses A.2.j.i-iii of this Section may demonstrate financial assurance up to the amount specified in Clause A.2.j.iv of this Section.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

k. Local Government Guarantee. An owner or operator may demonstrate financial assurance for closure, post-closure, and corrective action, as required by Paragraphs A.1-2 of this Section, by obtaining a written guarantee provided by a local government. The guarantor must meet the requirements of the local government financial test in Subparagraph A.2.j of this Section, and must comply with the terms of a written guarantee.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

l. Use of Multiple Mechanisms. An owner or operator may demonstrate financial assurance for closure, post-closure, and corrective action, as required by Paragraphs A.1-2 of this Section, by establishing more than one financial mechanism per facility, except that mechanisms guaranteeing performance, rather than payment may not be combined with other instruments. The mechanisms must be as specified in Subparagraphs A.2.d-i of this Section, except that financial assurance for an amount at least equal to the current cost estimate for closure, post-closure care, and/or corrective action may be provided by a combination of mechanisms, rather than a single mechanism.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc. is providing financial assurance by means of letter of credit. Therefore, the above citation does not apply.

m. Discounting. The administrative authority may allow discounting of closure and post-closure estimates in Paragraph A.2 of this Section and/or corrective action costs in paragraph A.1 of this Section up to the rate of return for essentially risk-free investments, net of inflation, under the following conditions:

(i). the administrative authority determines that cost estimates are complete and accurate and the owner or operator has submitted a statement from a registered professional engineer to the Office of Environmental Services, Water and Waste Permits Division, so stating;

(ii). the state finds the facility incompliance with applicable and appropriate permit conditions;

(iii). the administrative authority determines that the closure date is certain and the owner or operator certifies that there are no foreseeable factors that will change the estimate of site life; and

(iv). Discounted cost estimates must be adjusted annually to reflect inflation and years of remaining life.

Omega Waste Management, Inc. acknowledges that the administrative authority may allow discounting of closure and post-closure estimates in Paragraph A.2 of this Section and/or corrective action costs in paragraph A.1 of this Section up to the rate of

return for essentially risk-free investments, net of inflation, under the conditions of the above citation.

B. Financial Responsibility for Corrective Action for Type II Landfills.

Omega Waste Management, Inc. acknowledges the above citation; however, Omega Waste Management, Inc.'s facility is a Type I-A and II-A facility. Therefore the above citation does not apply.

M. Special Requirements. The administrative authority may require additional information for special processes or systems and for supplementary environmental analysis.

§523. Part III: Additional Supplementary Information

The following supplementary information is required for all solid waste processing and disposal facilities. All responses and exhibits must be identified in the following sequence to facilitate the evaluation:

A. **a discussion demonstrating that the potential and real adverse environmental effects of the facility have been avoided to the maximum extent possible;**

The facility will process non-hazardous solid waste that is generated off site from various commercial and industrial facilities. It is estimated that the facility will process approximately 560 wet tons/week. After the waste has been processed as described in the permit, it will be shipped to disposal facilities for use as fuel, or at the request of the generator, it will be shipped to an industrial landfill. No waste will remain on site permanently.

The potential environmental effects of the facility consist of spillage of received waste or accidental fire. Spillage of received waste could occur in uncontained areas of the facility in the event of an accident. Should such spillage occur, minimal contamination of the top layer of the soil would occur from solid waste and liquid waste. The liquid waste would mainly consist of rainwater or other constituents of the solid waste contained in the transportation bin.

An accidental fire would result in commercial or industrial non-hazardous solid waste burning inside of a transportation bin or somewhere within the processing train. This fire would be completely contained within a bin or containment. Air emissions would be released during a fire, but only for a short period of time until the fire department or facility personnel extinguished the fire. Sufficient fire

suppression equipment will be available at the facility to contain and extinguish a fire within the facility.

In the event that a potential environmental event should occur at the facility, it is unlikely that local residents or other living organisms would feel any environmental impact. The likelihood of any of the above listed potential environmental effects occurring at the facility is very minimal.

Potential and real adverse environmental effects of the facility have been avoided to the maximum extent possible by designing the facility according to the State and Federal environmental regulatory guidelines. Some of the procedures for the facility exceed the State and Federal requirements, such as providing for indoor processing of waste. There are no long-term effects from the facility because all waste will be disposed of off-site.

B. a cost-benefit analysis demonstrating that the social and economic benefits of the facility outweigh the environmental-impact costs;

The social and economic benefits of the facility outweigh the environmental impact costs because of the minimal, if any, amount of environmental impact that the facility will have. The facility will be providing a recycling alternative to those companies who wish to recycle as much of their waste as possible. A majority of the industry is presently utilizing the industrial landfill located in St. Mary Parish or others approximately 90 to 100 miles outside of St. Mary Parish without the benefit of recycling. The facility will segregate the recyclable contents of the waste and send this waste to appropriate recycling centers. The

waste that cannot be recycled will be processed so as to provide a viable fuel source to those companies that wish to use it as such. The facility will also provide employment opportunities to individuals. The investments of the employment opportunities provide for a multiplying effect within the communities of St. Mary Parish through purchases of goods. A survey of local and surrounding area industries have indicated a need for a **permitted** facility to accept non-hazardous industrial waste, process the waste in a cost efficient and timely manner and resubmit the waste to facilities that can reuse the material for fuel supplements or other recycling processes. A permitted facility, regulated by the Department of Environmental Quality, will allow those companies operating with sound environmental practices a local facility to dispose of non-hazardous waste streams and participate in recycling efforts. The facility will also divert industrial waste streams from the local industrial/municipal landfill operated by the St. Mary Parish Government and save landfill space through recycling. Our facility will provide a cost efficient option of disposal to the commercial entities located within St. Mary Parish in by processing and compacting the waste. This will result in a larger volume of waste being transported to recycling and beneficial reuse facilities.

The facility has created six (6) permanent jobs with a payroll of approximately $180,000.00. The expected tax base will be approximately $40,000 and will be received by St. Mary Parish Government.

The facility should not have any negative economic effects on the local community. The facility is presently occupying a building that was previously

vacant. The property values adjacent to the facility have actually increased in value since the news of the proposed facility. The facility may purchase the adjacent properties to expand the facility. The adjacent properties are currently overgrown with vegetation and not developed.

The facility should not increase the cost of public services for the Parish or the City of Patterson.

Due to the facility only accepting non-hazardous solid waste and designing a facility in accordance to State and Federal regulations, the facility will not preclude economic development of the area by business or industries because of risk associated with establishing such operations adjacent to the facility. The area in which the facility is located does not have much industrial or business development and has been this way for many years. The facility will ultimately promote the growth of the area.

The mode of transportation for the facility will involve mostly trucking. The facility is located on U.S. Highway 90 and will provide adequate transportation routes to enter and exit the facility. The volume of traffic will not increase due to the fact that commercial and industrial facilities would be utilizing U.S. Highway 90 for transportation of waste to other waste disposal facilities. U.S. Highway 90 will be able to accommodate the weight of the vehicles because the vehicle will have to abide by the weight regulations for the highway. The facility is located approximately ¾ of a mile to the west of the corporate limits of the City of Patterson.

The facility will concentrate on serving the gulf coast region but will also accept waste from an unlimited geographical service area.

The owner of the facility, Mr. Joe'al Berry intends to keep the facility open as long as the facility is economically feasible and there are no anticipated closure dates due to the nature of the facility. The corporation will be responsible for the facility after closure of the processing facility. There are no other financial backers of the facility. Financial assurance for the closure of the facility is required in the permit application. The only closure requirements for the facility will consist of properly disposing of any non-hazardous industrial waste left on the premises at another industrial waste disposal facility. The corporation will conduct a site assessment after closure to insure that the facility has been properly closed. The Louisiana Department of Environmental Quality will also inspect the facility to insure proper closure. After the facility is properly closed and all processing equipment is removed, the property could be used for any type of business that wishes to purchase it.

C. a discussion and description of possible alternative projects which would offer more protection to the environment without unduly curtailing non-environmental benefits;

The shredding and compacting of non-hazardous solid waste was chosen to provide commercial and industrial facilities a viable recycling option. The processed waste will be recycled as a fuel source, unless the generator requests landfilling. All scrap iron and waste oil collected from oil filter processing will be recycled at permitted facilities. With the increasing need for waste

minimization and recycling, this facility will prevent a sufficient amount of material from entering the local landfill, thus extending the life of the local landfill. The proposed facility is a vast improvement over the technology presently available to commercial and industrial facilities which mainly consist of landfilling or using other non-permitted processing facilities. The process is very simple in that the waste will be shredded and conveyed to a compaction unit that will compact the shredded solid waste into a transportation bin and allow for a larger volume of waste to be transported for recycling. The process is very reliable since it only involves the shredding and compaction of non-hazardous solid waste.

Before acceptance of waste at the facility, the generator will be responsible for performing the necessary tests (TCLP, Haz-mat characterization) to determine that the waste is non-hazardous. Once the waste is determined to be non-hazardous, Omega Waste Management, Inc. (OWM) will validate the laboratory test and set up a waste profile for each waste. The waste will then be transported to the OWM facility and unloaded into a concrete containment inside of the building. The waste will then be loaded with a grappler type loader into the shredder and processed. After the waste is shredded, it will be conveyed to the compaction unit and compacted into a transportation bin. The transportation bins are leak proof and covered to prevent any rainwater from entering the bin and prevent any liquid to leave the bin. A majority of the liquid that may be associated with the waste will be compacted out and stored in storage tanks for disposal. The storage tanks will be inside of concrete containment areas.

Recovered oil will be stored and recycled and the other liquid waste will be sent to an on-site treatment system. The monitoring of incoming waste will be performed through a manifest system. All incoming waste will be required to have a non-hazardous waste manifest and obtain clearance from the main office before acceptance by the processing area. The waste bin will be re-inspected by OWM personnel to positively match the waste within the bin to the manifest.

Closure of the facility will consist of proper disposal of any loads of non-hazardous solid waste that may be on the premises at the time of closure. An independent contractor, to insure that the facility does not have any recognized environmental conditions that may need to be remediated, would perform an environmental site assessment.

This facility is not replacing any other facilities that are outdated or worse polluters, but the facility will be providing those commercial and industrial facilities using non-permitted facilities a permitted processing facility.

There are no possible alternative projects which would offer more protection to the environment without unduly curtailing non-environmental benefits associated with this facility. The facility was designed to have all processing take place inside of a building and to be environmentally responsible and cost effective to operate.

D. a discussion of possible alternative facilities which would offer more protection to the environment without unduly curtailing non-environmental benefits; and

The only other possible alternative facilities are non-hazardous and hazardous landfilling operations. These alternative facilities do not recycle waste entering these facilities. The waste located in the landfills will ultimately be encapsulated within synthetic liners for years. This proposed facility will recycle a large percentage of the waste it receives, leaving little or no "cradle to grave" responsibilities.

The site for the facility was chosen because of its location off of a four lane federal highway and the available land space adjacent to the facility for expansion. Other sites were considered but were in areas without easy access or located on a waterway. The location on the waterway was rejected due to the potential of surface water contamination from companies wishing to off load material from barges or boats.

A denial of the permit on the basis of site location would preclude the project due to the unavailability of developed property in the region. Due to the upturn of the oil and gas industry, developed property has become scarce or unaffordable.

The chosen site is not located in or near environmentally sensitive areas. There is a possibility that some wetlands exist to the north and south of the property but not on the property. The permit addresses these issues in section 521.A.1.e.i.

The facility is located in an unincorporated area of St. Mary Parish, zoned as Heavy Industrial (HI). The facility is located in a commercially developed corridor and approximately ½ mile to the east of two oil and gas processing facilities located on U.S. Highway 90 in the community of Calumet. There is not a precedent for chemical contamination near the site and the area soil and waters

are pristine. The facility will be landscaped near the front of the building and the lawn will be cut as needed.

The property is only 2.5 acres and does not significantly restrict the flow of the 100-year base flood or reduce the temporary water storage capacity of the flood plain. The facility is at an average elevation of 3.5 feet and the 100-year flood elevation as determined by the FEMA Flood Insurance Rate Map dated August 3, 1992 is +3 MSL making the area a Zone A3 classification. The facility is located within the Atchafalaya Basin Levee System, which are built to protect the area from a 100-year flood event and provide protection from Category 3 hurricane storm surges. The facility is vulnerable to hurricanes, but as stated above, the Atchafalaya Basin Levee System will protect the facility from a Category 3 hurricane storm surge. It is unknown as to what level of wind speed the facility was constructed for, but the building survived Hurricane Andrew in 1992 in which winds were recorded in the general area at 200 miles per hour.

The facility will not be involved in landfilling waste on site so there are no potential or real environmental impacts associated with the groundwater. There are no useable aquifers or recharge areas underlying the site used for drinking water. The surface water quality should not be affected by the facility. Physical site characteristics have not been studied due to the facility not landfilling waste on site.

The facility does not pose a potential health risks as defined by proximity to agriculture areas, schools or day care centers, hospitals or prisons, public buildings or entertainment facilities, and food storage areas because the facility is

not near any of the above listed facilities. A residential neighborhood is located approximately 150 yards to the east of the facility. The prevailing winds in the area are usually from the south. Odors, if any, will be kept at a minimum due to the immediate processing of waste as received at the facility. Any waste that may be stored overnight will be covered to prevent the release of noxious odors. The facility does not anticipate any emissions, excessive noise or unwanted lights from the facility.

E. a discussion and description of the mitigating measures which would offer more protection to the environment than the facility, as proposed, without unduly curtailing non-environmental benefits.

There are no mitigating measures that would offer more protection to the environment than the facility, as proposed, without unduly curtailing non-environmental benefits. The area does not have a master plan for the management of waste. The Louisiana Solid Waste Management Plan (SWMP) addresses the use of regionalization, but this area has not initiated regionalization of waste. The SWMP does address that waste minimization and recycling should be listed high on the priority list. The proposed facility will provide a viable recycling alternative for those commercial and industrial establishments that wish to conform to the SWMP. The facility is planning on serving the Gulf of Mexico Region. The facility will also help reduce the amount of material brought to the local landfill. Several establishments have requested this service to help them conform to waste minimization and recycling plans. The waste could be disposed

of in area landfills that accept industrial or commercial waste, but this does not conform to the SWMP established by the State. Commercial and industrial establishments may also dispose of the waste at unpermitted processing facilities operating in the area.

A quality assurance/quality control plan is in place to insure that the environment is protected. All waste will be tested to determine that the waste is non-hazardous. Out of specification waste will not be accepted at the facility. If out of specification waste is sent to the facility, the generator will be responsible for transportation of the waste to a permitted hazardous waste facility. Rejected waste will be returned to the generator at the generator's expense for proper disposal.

TABLE OF CONTENTS

St. Mary Parish Zoning Documentation	1
Proof of Operator's Public Notice Publications	2
Proof of Legal Authority	3
Area Master Plan Map & 7.5 Minute Topographic Map	4
Louisiana Department of Transportation Letter	5
Existing Land Use Map	6
Aerial Photography	7
State Agency Letters	8
U.S. Corps of Engineers Wetland Determination	9
U.S. Census Bureau Population Density Map	10
Topographic Survey Map	11
Notarized Affidavits for Buffer Zone & Buffer Zone Map	12
Patterson Volunteer Fire Department Notification	13
Manifest and Profile Forms	14
FEMA Flood Zone Map	15
St. Mary Soil Survey	16
Professional Engineer Certification	17
List of Personnel, Job Descriptions and Certifications	18
QA/QC Plan	19
Emergency Contingency Plan and Company Safety Manual	20
Emergency Medical Services Notification Letters	21
Facility Training Program	22
Closure Cost Analysis	23
Liability Coverage Documentation	24
Financial Assurance Documentation	25
	26
	27
	28
	29
	30
	31

ATTACHMENT 1

St. Mary Parish Zoning Documentation

ST. MARY PARISH GOVERNMENT

PAUL P. NAQUIN, JR., PRESIDENT
FIFTH FLOOR - COURTHOUSE
FRANKLIN, LOUISIANA 70538-6198

HENRY "BO" LAGRANGE
CHIEF ADMINISTRATIVE OFFICER

DIRECTOR OF FINANCE
SUE CARTER

DIRECTOR OF PERSONNEL
TAMMY CHARPENTIER

DIRECTOR OF PLANNING
CAROL J. VINNING

DIRECTOR OF PUBLIC WORKS
GEORGE MIKHAEL, P.E., MSCE

DIRECTOR OF ECONOMIC DEVELOPMENT
FRANK G. FINK

FRANKLIN
(337) 828-4100

FAX (337) 828-4092

E-mail: admin@parish.st-mary.la.us

OFFICE HOURS
8:00 A.M. TO 12:00 P.M.
1:00 P.M. TO 4:30 P.M.

May 17, 2006

KEE Enviromental Services
Earl J. Eues, Jr. R. E. M.
Enviromental Consultant
104 Midland Drive
Houma, La. 70360

Re: OMEGA 1900 Hwy 90 W.
Patterson, La.

Dear Mr. Eues:

The Omega Waste Management Facility located at 1900 Highway 90 West, Patterson, La. is Zoned (H I) Heavy Industrial.

Sincerely,

Carol J. Vinning
Director Planning & Zoning
St. Mary Parish Government

Cjv/file
attachment

St. Mary Parish
Office of the Assessor

May 17, 2006

Parcel Information

Parcel Number **2804341025.00**
Parcel Address **01900 HWY 90**
PATTERSON, LA. 70392

Subdivision Name **SPENCER G TODD SR PARTITION**
Block **Q** Lot **4**

Township **15** Range **11** Section **22** Ward **5**

Land Information

Irregular	N	Access	P
Front Footage	98.80	Side Footage	550.00
Calc. Acreage	1.25	Deeded Acreage	0.00
Land Value	4528	Improvements Val	35349

Owner Information

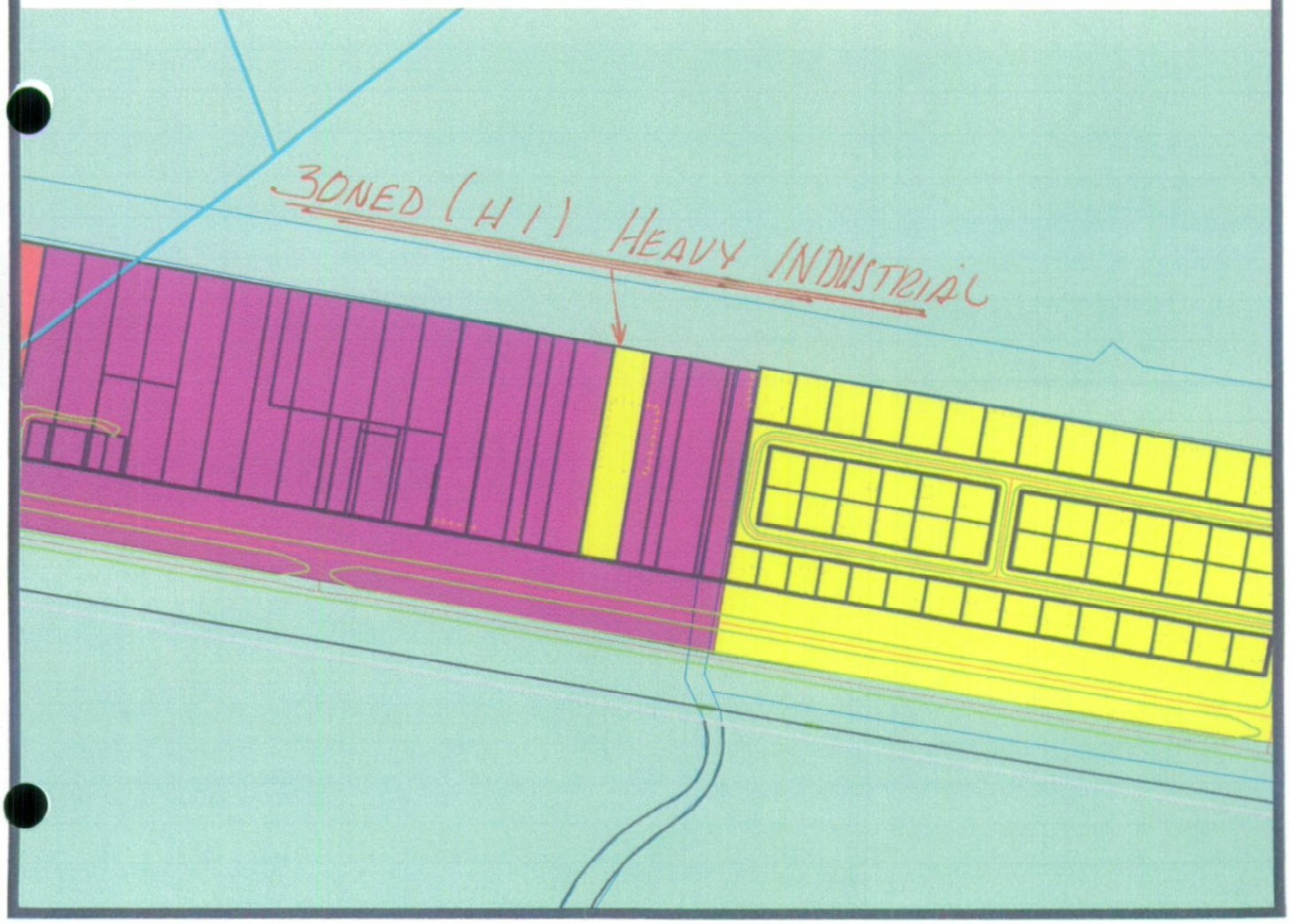
Acquisition **41P 262684**

Owner's Name **OMEGA WASTE MANAGEMENT INC**

Legal Description

LOT EAST 98.8 FT NO 4 SPENCER G TODD SR PART BLK Q
ACQ 41P 262684
IMPROVEMENTS

The St. Mary Parish Assessors Office makes no claims as to the accuracy of data depicted on this map.



KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 10, 2006

Mr. Carol Vinning
Planning Department
St. Mary Parish Government
5th Floor Courthouse
Franklin, Louisiana 70538

RE: LDEQ Permit Renewal
Omega Waste Management, Inc.
Solid Waste Processing Facility
1900 Highway 90 West
Patterson, Louisiana

Dear Mr. Vinning:

Omega Waste Management, Inc. has contracted KEE Environmental Services to submit a permit application for renewal of an existing permit to the Louisiana Department of Environmental Quality, Office of Environmental Services, Water and Waste Permit Division to continue operating a non-hazardous industrial waste processing facility. This facility is located at 1900 Highway 90 West just outside the city limits of the City of Patterson. A map showing the location of the facility is enclosed for your review.

We are requesting zoning information in reference to the proposed facility. Please respond on official Parish letterhead the zoning requirements for this particular area of St. Mary Parish. Your assistance with this matter is greatly appreciated.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosure
/EE

Cc: Omega Waste Management, Inc.

ATTACHMENT 2

Proof of Operator's Public Notice Publications

CAPITAL CITY PRESS

Publisher of
THE ADVOCATE

PROOF OF PUBLICATION

The hereto attached notice was
published in THE ADVOCATE,
a daily newspaper of general circulation
published in Baton Rouge, Louisiana,
and the official Journal
of the State of Louisiana,
the City of Baton Rouge,
and the Parish of East Baton Rouge,
in the following issues:

05/18/06

Susan A. Bush, Public Notices Clerk

Sworn and subscribed before me by the
person whose signature appears above:

May 18, 2006

Pegeen Singley, Notary Public, #66565
My Commission Expires: Indefinite
Baton Rouge, Louisiana

PUBLIC NOTICE
OF INTENT TO SUBMIT
PERMIT APPLICATION FOR RENEWAL
OMEGA WASTE MANAGEMENT, INC.
1900 HIGHWAY 90 WEST, PATTERSON,
ST. MARY, LOUISIANA

Notice is hereby given that Omega Waste Management, Incorporated does intend to submit to the Department of Environmental Quality, Office of Environmental Services, Water and Waste Permits Division, an application for a permit renewal to continue operating a Type IA and IIA facility in St. Mary Parish, Range 11 East, Township 22 South, Section 22, which is approximately 3/4 of a mile of the City of Patterson.

Comments concerning the facility may be filed with the Secretary of the Louisiana Department of Environmental Quality at the following address:

Louisiana Department of Environmental Quality
Office of Environmental Services
Water and Waste Permits Division
P.O. Box 4313
Baton Rouge, LA 70821-4313

KEE ENVIRONMENTAL SERVICES 3328177
EARL J EUES
104 MIDLAND DR
HOUMA LA 70360

LDEQ-EDMS Document 36277308, Page 80 of 254

STATE OF LOUISIANA
PARISH OF ST. MARY

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the Parish and State aforesaid; personally came and appeared, JUDITH TOUCHET who after being duly sworn, deposed and said;

That she is Bookkeeper for the Franklin Banner-Tribune a daily newspaper published at Franklin, Louisiana, and having general circulation in the Parish of St. Mary.

That the attached is a true and correct copy of a legal advertisment which appeared in the May 17, 2006 **issues of the Franklin Banner-Tribune.**

Judith A. Touchet
Bookkeeper

Sworn to and subscribed before me this 24th **day of** May, 2006

Ryan Baudry
Notary & Deputy Clerk of Court
RYAN BAUDRY
(BAR # 28488)

PUBLIC NOTICES

PUBLIC NOTICE
of
Intent to Submit
Permit Application
for Renewal
Omega Waste
Management, Inc.
1900 Highway 90
West, Patterson, St.
Mary, Louisiana

Notice is hereby given that Omega Waste Management, Incorporated does intend to submit to the Department of Environmental Quality, Office of Environmental Services, Water and Waste Permits Division, an application for a permit renewal to continue operating a Type IA and IIA facility in St. Mary Parish, Range 11 East, Township 22 South, Section 22, which is approximately 3/4 of a mile west of the City of Patterson.

Comments concerning the facility may be filed with the Secretary of the Louisiana Department of Environmental Quality at the following address:

Louisiana
Department of
Environmental Quality
Office of
Environmental Services
Water and Waste
Permits Division
P.O. Box 4313
Baton Rouge, LA
70821-4313

May 17, 2006

Earl Eues

From: Earl J. Eues [earle@tbsmith.com]
Sent: Monday, May 15, 2006 8:40 AM
To: legal.ads@theadvocate.com
Cc: eeuesjr@sw.rr.com
Subject: Omega Waste Management LDEQ Public Notice
Attachments: Omega Advocate PN.pdf

Susan:

Attached is a pdf of a public notice for Omega Waste Management, Inc. as required for a permit renewal by the LDEQ. Please call me if you have any questions.

Thanks and Have a Great Day! ☺

Earl J. Eues, Jr., R.E.M.
KEE Environmental Services
985-804-5455
earle@tbsmith.com

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

VIA E-MAIL

May 10, 2006

The Advocate
Attn: Legal Ads
P.O. Box 588
Baton Rouge, LA 70821-0588

RE: Public Notice Publication

To Whom It May Concern:

The attached public notice is required to be published one time in the official journal of the State of Louisiana. Please publish this notice at your earliest convenience. I will also need a certified copy of proof of publication.

Please send the invoice and proof of publication to the address listed at the bottom of this letterhead. I may be reached at (985) 804-5455 if you have any questions. Thank you for your assistance with this matter.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosure
/EE

Cc: Omega Waste Management, Inc.

PUBLIC NOTICE

of

Intent to Submit Permit Application for Renewal

Omega Waste Management, Inc.

1900 Highway 90 West, Patterson, St. Mary, Louisiana

Notice is hereby given that Omega Waste Management, Incorporated does intend to submit to the Department of Environmental Quality, Office of Environmental Services, Water and Waste Permits Division, an application for a permit renewal to continue operating a Type IA and IIA facility in St. Mary Parish, Range 11 East, Township 22 South, Section 22, which is approximately ¾ of a mile west of the City of Patterson.

Comments concerning the facility may be filed with the Secretary of the Louisiana Department of Environmental Quality at the following address:

Louisiana Department of Environmental Quality
Office of Environmental Services
Water and Waste Permits Division
P. O. Box 4313
Baton Rouge, LA 70821-4313

Earl Eues

From: Earl J. Eues [earle@tbsmith.com]
Sent: Monday, May 15, 2006 8:43 AM
To: classifieds@banner-tribune.com
Cc: eeuesjr@sw.rr.com
Subject: Omega Waste Management LDEQ Public Notice
Attachments: Omega Banner Tribune PN.pdf

Judy:

Attached is a pdf of a public notice for Omega Waste Management, Inc. as required for a permit renewal by the LDEQ. *Please call me if you have any questions.*

Thanks and Have a Great Day! ☺

Earl J. Eues, Jr., R.E.M.
KEE Environmental Services
985-804-5455
earle@tbsmith.com

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

VIA E-MAIL

May 10, 2006

St. Mary and Franklin Banner Tribune
Attn: Classifieds
115 Wilson Street
Franklin, LA 70538

RE: Public Notice Publication

To Whom It May Concern:

The attached public notice is required to be published one time in the official journal of the State of Louisiana. Please publish this notice at your earliest convenience. I will also need a certified copy of proof of publication.

Please send the invoice and proof of publication to the address listed at the bottom of this letterhead. I may be reached at (985) 804-5455 if you have any questions. Thank you for your assistance with this matter.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosure
/EE

Cc: Omega Waste Management, Inc.

PUBLIC NOTICE

of

Intent to Submit Permit Application for Renewal

Omega Waste Management, Inc.

1900 Highway 90 West, Patterson, St. Mary, Louisiana

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Comments concerning the facility may be filed with the Secretary of the Louisiana Department of Environmental Quality at the following address:

Louisiana Department of Environmental Quality
Office of Environmental Services
Water and Waste Permits Division
P. O. Box 4313
Baton Rouge, LA 70821-4313

Earl Eues

From: KEE Environmental Services [kes@sw.rr.com]
Sent: Thursday, July 20, 2006 1:35 PM
To: 'classifieds@banner-tribune.com'
Subject: Public Notice for Omega Waste Management, Inc. on behalf of LDEQ
Attachments: LDEQ Public Notice - Administrative Completeness - Franklin Banner Tribune.pdf

Judy:

Attached is a pdf of a public notice for Omega Waste Management, Inc. as required by the Louisiana Department of Environmental Quality. Please call me if you have any questions.

Thanks and Have a Great Day!

Earl J. Eues, Jr., R.E.M.
KEE Environmental Services, L.L.C.
104 Midland Drive
Houma, Louisiana 70360
(985) 855-4595

KEE Environmental Services, L.L.C.
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

VIA E-MAIL

July 20, 2006

St. Mary and Franklin Banner Tribune
Attn: Classifieds
115 Wilson Street
Franklin, LA 70538

RE: Public Notice Publication

To Whom It May Concern:

The attached public notice is required to be published one time in the official journal of the State of Louisiana. Please publish this notice at your earliest convenience. I will also need a certified copy of proof of publication.

Please send the invoice and proof of publication to the address listed at the bottom of this letterhead. I may be reached at (985) 855-4594 if you have any questions. Thank you for your assistance with this matter.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosure
/EE

Cc: Omega Waste Management, Inc.

PUBLIC NOTICE
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
OMEGA WASTE MANAGEMENT, INC.
ADMINISTRATIVE COMPLETENESS DETERMINATION

The LDEQ, Office of Environmental Services, has reviewed a solid waste permit application from Omega Waste Management, Inc., 1900 Highway 90 West, Patterson, LA 70392 for the Omega Waste Management, Inc. and determined that it is administratively complete. The application was received on July 07, 2006. **The facility is located at 1900 Highway 90 West, St. Mary Parish.**

Omega Waste Management, Inc. proposes to renew its solid waste permit.

Inquiries or requests for additional information regarding this application should be directed to Robert Nissen, LDEQ, Environmental Assistance Division, P.O. Box 4313, Baton Rouge, LA 70821-4313 or at 225-219-3286.

Persons wishing to be included on the LDEQ permit public notice mailing list or for other public participation related questions should contact the Public Participation Group in writing at LDEQ, P.O. Box 4313, Baton Rouge, LA 70821-4313, by email at maillistrequest@ldeq.org or contact the LDEQ Customer Service Center at (225) 219-LDEQ (219-5337).

Permit public notices can be viewed on the LDEQ Permits public Web page at www.deq.state.la.us/news/PubNotice/ and general information related to the public participation in permitting activities can be viewed at www.deq.louisiana.gov/portal/tabid/2198/Default.aspx.

Alternatively, individuals may elect to receive permit public notices via email by subscribing to the LDEQ permits public notice List Server at http://www.state.la.us/ldbc/listservpage/ldeq_pn_listserv.htm.

All correspondence should specify AI Number 22224, Permit Number P-0324, and Activity Number PER20060001.

KEE Environmental Services. L.L.C.
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

CERTIFIED MAIL: 7006 0810 0004 4158 5014

Mr. Robert Nissen
Office of Environmental Services
La. Dept. of Environmental Quality
P.O. Box 4313
Baton Rouge, Louisiana 70821-4313

RE: Submittal of Proof of Publication
Omega Waste Management, Inc. Application
Agency Interest No.: 22224
Permit No.: P-0324
Activity No.: PER20060001

Dear Mr. Nissen:

Enclosed are two copies of the proof of publication for the public notice of the completeness determination for the permit application submittal on behalf of Omega Waste Management, Inc. located in Patterson, Louisiana.

Please contact me at (985) 855-4594 if you have any questions regarding this matter.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosure
/EE

Cc: Ms. Debra Rhoades
Omega Waste Management, Inc.

STATE OF LOUISIANA
PARISH OF ST. MARY

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the Parish and State aforesaid; personally came and appeared, **Judith A. Touchet** **who after being duly sworn, deposed and said;**

That she is **Bookeeper** for The Franklin Banner-Tribune a daily newspaper published at Franklin, Louisiana, and having general circulation in the Parish of St. Mary.

That the attached is a true and correct copy of a legal advertisement which appeared in the July 24, 2006 issues of The Franklin Banner-Tribune

Judith A. Touchet

Sworn to and subscribed before me this 25th day of July, 2006.

Ryan Baudry

Notary Public & Deputy Clerk of Court
RYAN BAUDRY
(#28488)

LECIA VERRETTE
CLERK OF THE COUNCIL
DIRECTOR OF ADMINISTRATION

July 24, 2006

PUBLIC NOTICES

PUBLIC NOTICE
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
OMEGA WASTE MANAGEMENT, INC.
ADMINISTRATIVE COMPLETENESS DETERMINATION

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Persons wishing to be included on the LDEQ permit public notice mailing list or for other public participation related questions should contact the Public Participation Group in writing at LDEQ, P.O. Box 4313, Baton Rouge, LA 70821-4313, by email at maillistrequest@ldeq.org or contact the LDEQ Customer Service Center at (225) 219-LDEQ (219-5337).

Permit public notices can be viewed on the LDEQ Permits public Web page at www.deq.state.la.us/news/PubNotice/ and general information related to the public participation in permitting activities can be viewed at www.deq.louisiana.gov/portal/tabid/2198/Default.aspx.

ATTACHMENT 3

Proof of Legal Authority

Omega Waste Management, Inc.
1900 Highway 90 West • Post Office Box 1377
Patterson, Louisiana 70392
985-399-5100 • 985-399-7963 • 888-419-5100
www.OmegaWasteManagement.com

RESOLUTION

BE IT RESOLVED THAT Joe'al Berry ("President"), president of this corporation namely, OMEGA WASTE MANAGEMENT, INC. ("Corporation"), be and he is hereby authorized and directed in the name of and on behalf of this Corporation to sign an Application for a TYPE I-A, II-A, permit and submit same to the LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY SOLID WASTE DIVISION and to sign and submit any and all other pertinent documents said President deems advisable

BE IT FURTHER RESOLVED that the said President, acting for this Corporation in the above described capacity and transaction, may sign and execute such instruments in writing as are or may be necessary and proper to transact, conclude and complete this transaction and further, said President may do any other acts he deems advisable to carry out the intent of this resolution.

** ** ** ** ** ** ** ** ** ** ** ** ** **

CERTIFICATE

I, Debra Boudreaux, hereby certify that I am the Secretary of OMEGA WASTE MANAGEMENT, INC., and that the above resolution is a true and correct copy of a resolution adopted by unanimous consent of the Board of Directors of said corporation dated 10th day of April 2006, all members of the Board of Directors unanimously voting in favor thereof and I further certify that this resolution has not been rescinded or amended and is still in full force and effect.

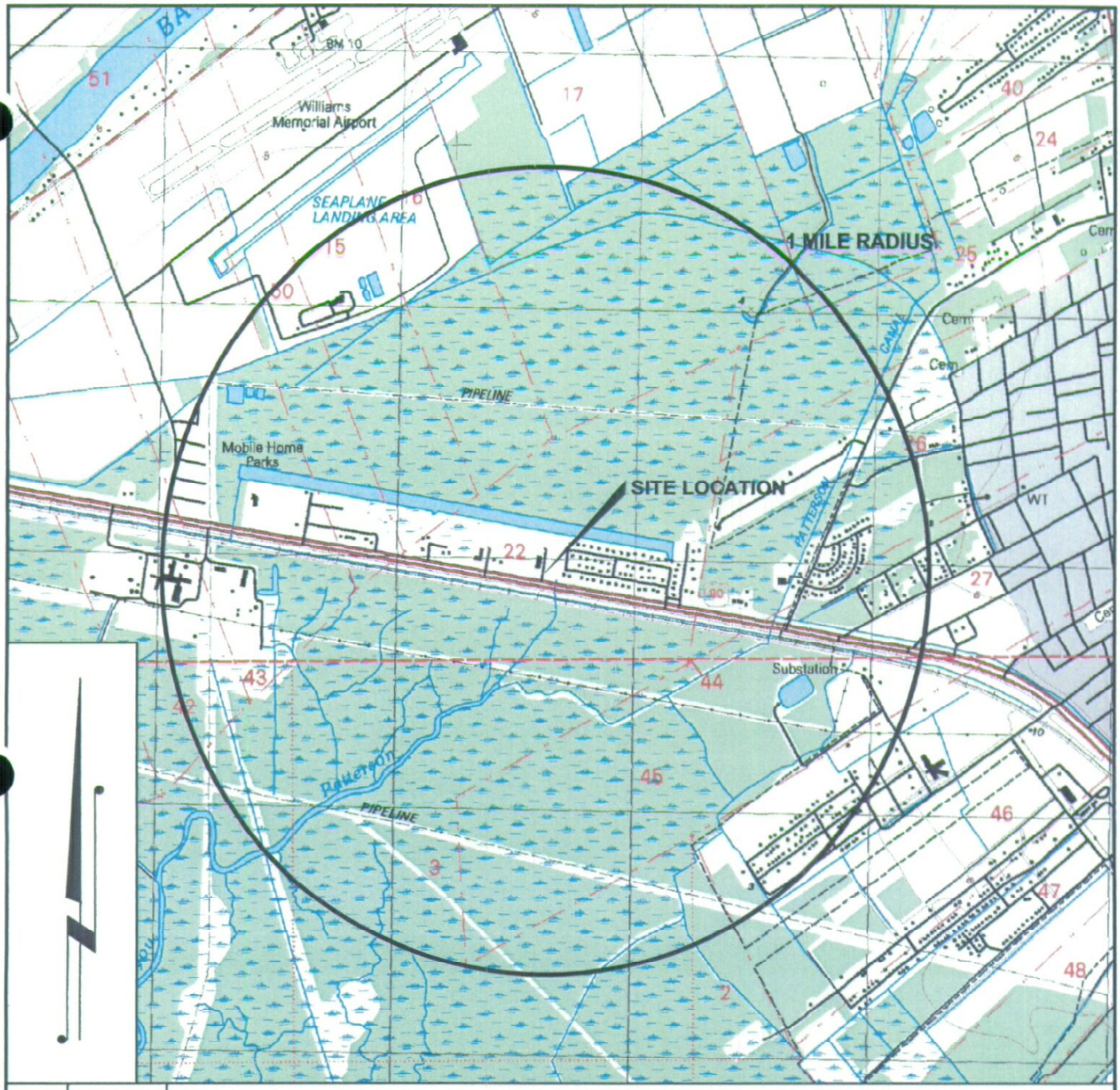
Patterson, St. Mary Parish, Louisiana this 10th day of April 2006.

Debra Boudreaux, Secretary ATTEST:

Joe'Al S. Berry, President

ATTACHMENT 4

Area Master Plan Map
7.5 Minute Topographic Map



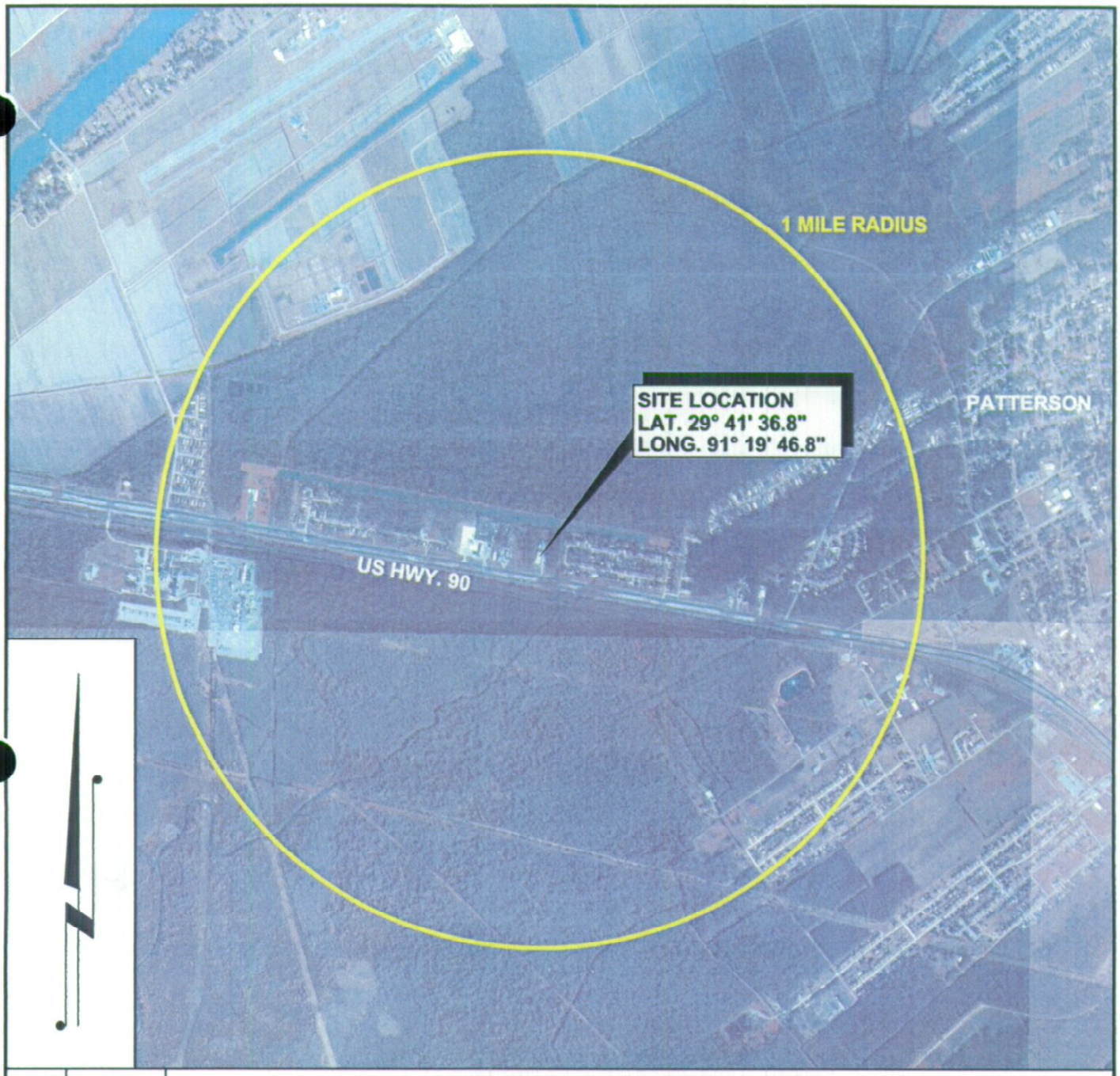
NO.	DATE	REVISION

VICINITY MAP

OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

KEE ENVIRONMENTAL SERVICES

DRAWN BY:	KSP	SHEET 1 OF 1	
APPROVED BY:	EJE	DRAWING NAME:	VICINITY MAP
SCALE:	1"=2000'	JOB NUMBER:	OMEGA
DATE:	MAY 2006	ATTACHMENT NO:	4



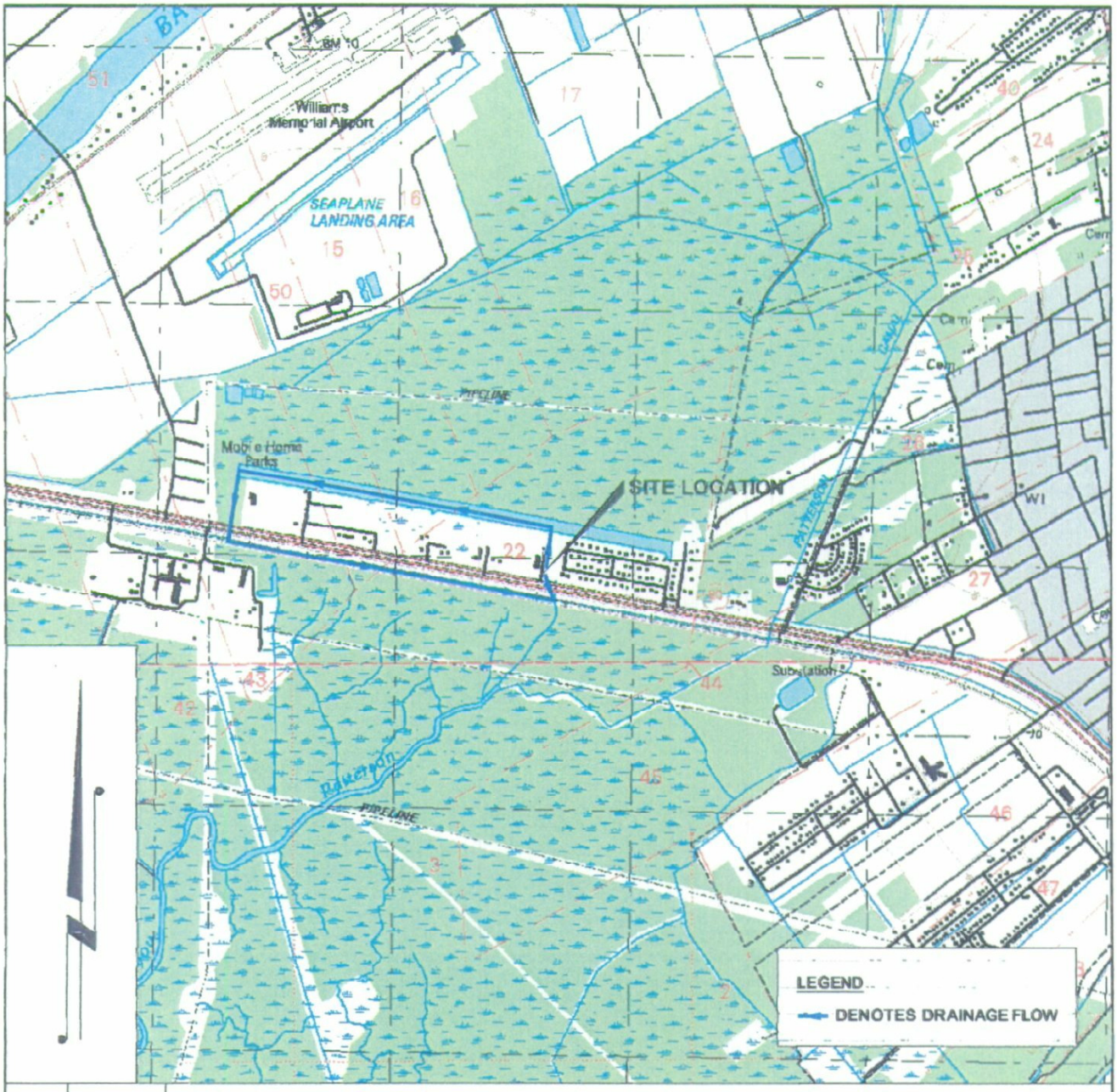
NO.	DATE	REVISION

VICINITY MAP

OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

KEE ENVIRONMENTAL SERVICES

DRAWN BY:	KSP	SHEET 1 OF 1	
APPROVED BY:	EJE	DRAWING NAME:	VICINITY MAP
SCALE:	1"=2000'	JOB NUMBER:	OMEGA
DATE:	MAY 2006	MAP NUMBER:	



NO.	DATE	REVISION

DRAINAGE MAP

OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

KEE ENVIRONMENTAL SERVICES

DRAWN BY:	KSP	SHEET 1 OF 1	
APPROVED BY:	EJE	DRAWING NAME:	DRAINAGE MAP
SCALE:	1"=2000'	JOB NUMBER:	OMEGA
DATE:	APR 2007	ATTACHMENT NO:	

ATTACHMENT 5

La. DOTD Letter

KATHLEEN BABINEAUX BLANCO
GOVERNOR

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
7686 Tom Drive
Baton Rouge, Louisiana 70806
225-935-0104
www.dotd.louisiana.gov

JOHNNY B. BRADBERRY
SECRETARY

July 7, 2006

Mr. Earl Eues
KEE Environmental Services
104 Midland Drive
Houma, Louisiana 70360

Dear Mr. Eues:

This is in response to your recent request for a letter of "No Significant Adverse Impact" for the proposed Omega Waste Management solid waste processing facility to be located off of US 90 in St. Mary Parish. We find that the facility will have no unexpected impacts on traffic, contruction, maintenance, or proposed upgrading of US and state routes in the area.

Sincerely,

PETER A. ALLAIN, P.E., P.T.O.E
TRAFFICE ENGINEERING DIVISION ADMINISTRATOR

PAA/tt

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 10, 2006

Mr. Peter Allain, P.E.
Louisiana Department of Transportation and Development
Traffic Engineering and Safety Section
P.O. Box 94245
Baton Rouge, Louisiana 70804-9245

RE: LDEQ Permit Renewal
Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, Louisiana 70392

Dear Mr. Allain:

Omega Waste Management, Inc. has contracted KEE Environmental Services to submit a permit application to the Louisiana Department of Environmental Quality, Office of Environmental Services, Water and Waste Permit Division for renewal of an existing operating permit to continue operations of a non-hazardous industrial waste processing facility. This facility is located at 1900 Highway 90 West just outside the city limits of the City of Patterson. A map showing the location of the facility is enclosed for your review.

The facility is located on the north side of U.S. Highway 90 and will be utilized by commercial and industrial establishments in and around St. Mary Parish. Non-hazardous industrial waste will be shipped to the facility for processing via straight trucks with roll-off containers, eighteen wheel trucks with roll-off containers, small utility trucks, and pickup trucks. All trucks delivering to the facility will be responsible for their own weight limits as required by the DOTD.

We are requesting a letter from your department stating that the proposed facility will not have a significant impact on the traffic flow of area roadways and that the construction, maintenance, or proposed upgrading of such roads is adequate to withstand the weight of the vehicles.

I have submitted copies of your prior approval dated August 12, 1997. If you have any questions regarding this matter, please contact myself or Mr. Joe Al Berry at 985-399-5100.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Specialist

EJE
Enclosure

Cc: Omega Waste Management, Inc.

ATTACHMENT 6

Existing Land Use Map

Omega Waste Management, Inc.
Renewal Permit Application Data

I. Area Master Plan

A. Location of Facility

The facility is located in Section 22, Township 15 South, Range 11 East, in St. Mary Parish, Louisiana. Attachment #4 depicts the location of the facility on a USGS, 7.5 minute topographic map. Attachment No. 11 depicts the typical plan view of the facility and the processing plant.

1. ***Road Network***
   The facility is located along U.S. Highway 90 within a commercial area. The Southern Pacific Railroad Line is located just south of the facility.

2. ***Major Drainage System***
   The facility is located within a forced-drainage system maintained by the St. Mary Parish Drainage District. The facility is near several major and minor water bodies which include the Intracoastal Waterway, Bayou Teche, Wax Lake Outlet, Bayou Patterson and the Patterson Canal.

3. ***Drainage Flow Patterns***
   The drainage form the facility is provided by existing open ditches which drain the property. Water is removed from within the area by means of pumping stations. Pumping stations are maintained and operated by the St. Mary Parish Drainage District.

4. ***Location of the Coastal Population Center***
   The community of Calumet and the City of Patterson are located within one (1) mile of the facility. The communities consist mainly of small, single residential housing with commercial and industrial development located adjacent to the facility site.

5. ***Location of the Public Use Airport***
   The Harry P. Williams Memorial Airport is located just outside the one (1) mile radius of the facility. Inside of the one (1) mile radius, commercial heliport operations serve the oil and gas industry.

6. ***Location of the 100-Year Flood Plain***
   According to the Flood Insurance Rate Map for St. Mary Parish dated June 18, 1996, Panel 150 of 350, Community Panel Number 2201920150D, the facility is located in an area designated as Zone A3 (Elevation 1.5). Areas of the 100-year flood, base flood elevations and flood hazard factors are depicted in Attachment #15,

II. Existing Land Use – Three (3) Mile Radius

1. *Residential*

Residential development is limited to areas adjacent to U.S. Highway 90 and the City of Patterson. About l0.6 percent of residential development is depicted within the radial search, located between the community of Calumet and the City of Patterson. Single family dwellings with some complex housing are located throughout and adjacent to the proposed site. Residential housing is approximately 10.6 % of the 3 mile radius surrounding the facility.

2. *Health Care Facilities / Schools*

Health care facilities are located with the 3 mile radius only include a nursing home. Hospitals are located within 10 miles of the facility. Hattie Watts Elementary School, Patterson Junior High School, and Patterson High School are all located within the 3 mile radius of the facility. Health care facilities and schools comprise of 0.3% of the 3 mile radius around the facility.

3. *Agriculture*

The agriculture economy of St. Mary Parish is base on sugarcane production. The other crops grown in the parish are rice, corn and soybean. Sugarcane fields are located within the 3 mile radius of the facility. Approximately 23.4% of the 3 mile radius around the facility is agricultural.

4. *Industrial and Manufacturing*

St. Mary Parish is mostly comprised of an agricultural industry with the production of sugarcane and the oil and gas industry. Several oilfields and gas fields are located throughout the Parish. The oil industry supports many facets of business including: shipbuilding, and service companies. Commercial fishing and processing of seafood in large plants are located throughout the parish. Approximately 0.9% of the 3 mile radius around the facility is related to industry and manufacturing.

5. *Other Commercial*

The St. Mary Parish area depends on other commercial industries for economical growth. Other commercial entities include retail stores, restaurants, gas stations and banks.. Approximately 3.4% of the 3 mile radius is related to other commercial entities.

6. *Recreational*

St. Mary Parish offers a large variety of recreational activities throughout the year. Freshwater and saltwater fishing are popular with the many lakes, bayous the Atchafalaya Basin and the Gulf of Mexico. A 290 acre recreational park (Kemper Williams Park) is located within the 3 mile

radius of the facility. The park offers recreational camping, tennis courts, baseball and softball fields and an 18-hole golf course and driving range. Approximately 1.2% of the 3 mile radius is related to recreational activities.

III. Aerial Photography

An aerial photographic review was conducted on the facility site. Attachment #7 depicts a color aerial photograph from 2004 depicting current land use within one (1) mile of the proposed site. Based on the aerial review, no environmental concerns were observed for the facility site.

IV. Environmental Characteristics – 1,000 Feet Radius

A. Environmentally Sensitive Areas

(1) Lists of Historical Sites

No historical sites are located within 1,000' radius of the facility. See attachment #8 for agency documentation.

(2) Recreational Areas

No recreational areas are located within 1,000' of the facility. See attachment #8 for agency documentation.

(3) Archeological Sites

No archeological sites are located within 1,000' of the facility. However, if a site is discovered during any type of construction, work will stop and the findings will be reported to the State Historical and Preservation Office (SHPO). See attachment #8 for agency documentation.

(4) Designated Wildlife Management Areas

No wildlife management areas are located within 1,000' of the facility. See attachment #8 for agency documentation.

(5) Swamps and Marshes

Based on the review of the USGS 7.5 minute topographic quadrangle and the 2004 aerial photograph, swamps and marshes are located within 1,000' of the facility. The site is separated by manmade features (roads, levees, railroads and ditches) from the adjacent swamps and marshes.

(6) Wetlands

The facility is located within 1,000' of wetlands. See attachment #9 for USCOE documentation.

(7) Habitats for Endangered Species

No endangered species (Flora or Fauna) are located within 1,000' of the facility. However, records to indicate that the Black Bear has been reported around the Patterson area. See attachment #8 for agency documentation.

(8) Other Sensitive Ecological Areas

No eagle nests were identified within a 1,000' radius of the facility. No nesting bird colonies are located within the 1,000' radius of the facility. No biologically sensitive areas located within 1,000' of the facility.

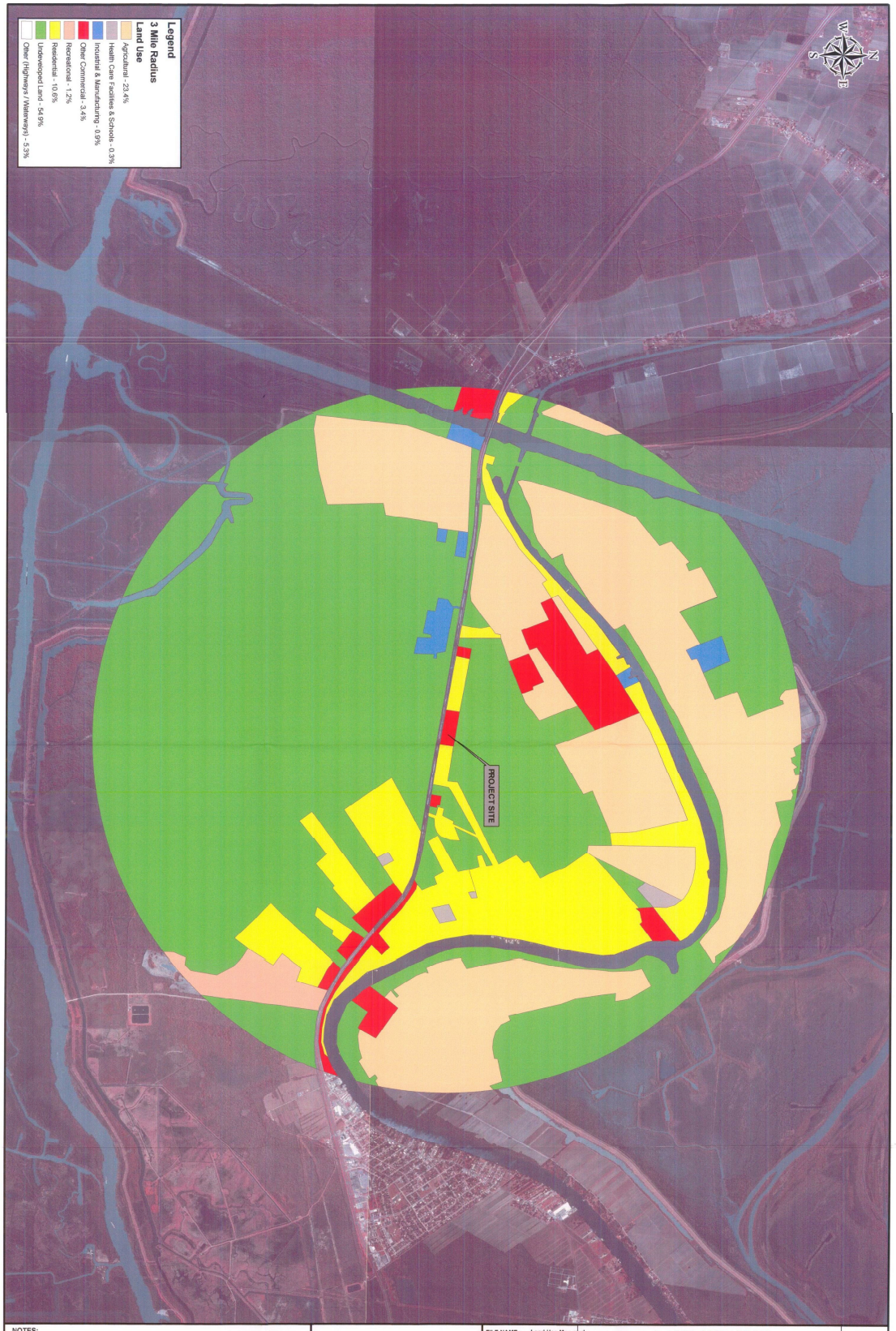
B. Documentation to support any additional environmental characteristics are located in Attachment 6.

C. Wetland Data

The facility is classified as a non-wetland site. However, before any clearing and/or filling of the property, a wetland delineation should be conducted to determine if any Federal, State or Local permit will be required to conduct any activity on the facility site.

V. Facility Surface Hydrology

The facility is designed to allow for stormwater runoff/run-on to utilize swale ditches along side of the property to drain the entire facility. All runoff/run-on associated with the facility drains into the swale ditches and then into St. Mary Parish East Wax Lake Drainage District drainage system. The building's concrete foundation is built above the normal elevation of the property and the 1.5 flood elevation to prevent surface drainage from entering the building and processing area.



NOTES:

KEE ENVIRONMENTAL SERVICES

FILE NAME:	Land Use Map.mxd
TBS NO:	Omega
DATE:	05/18/06
PLOT SCALE:	1"=2000'
DRAWN BY:	KSP
APPROVED:	EJE
MAP NO.:	

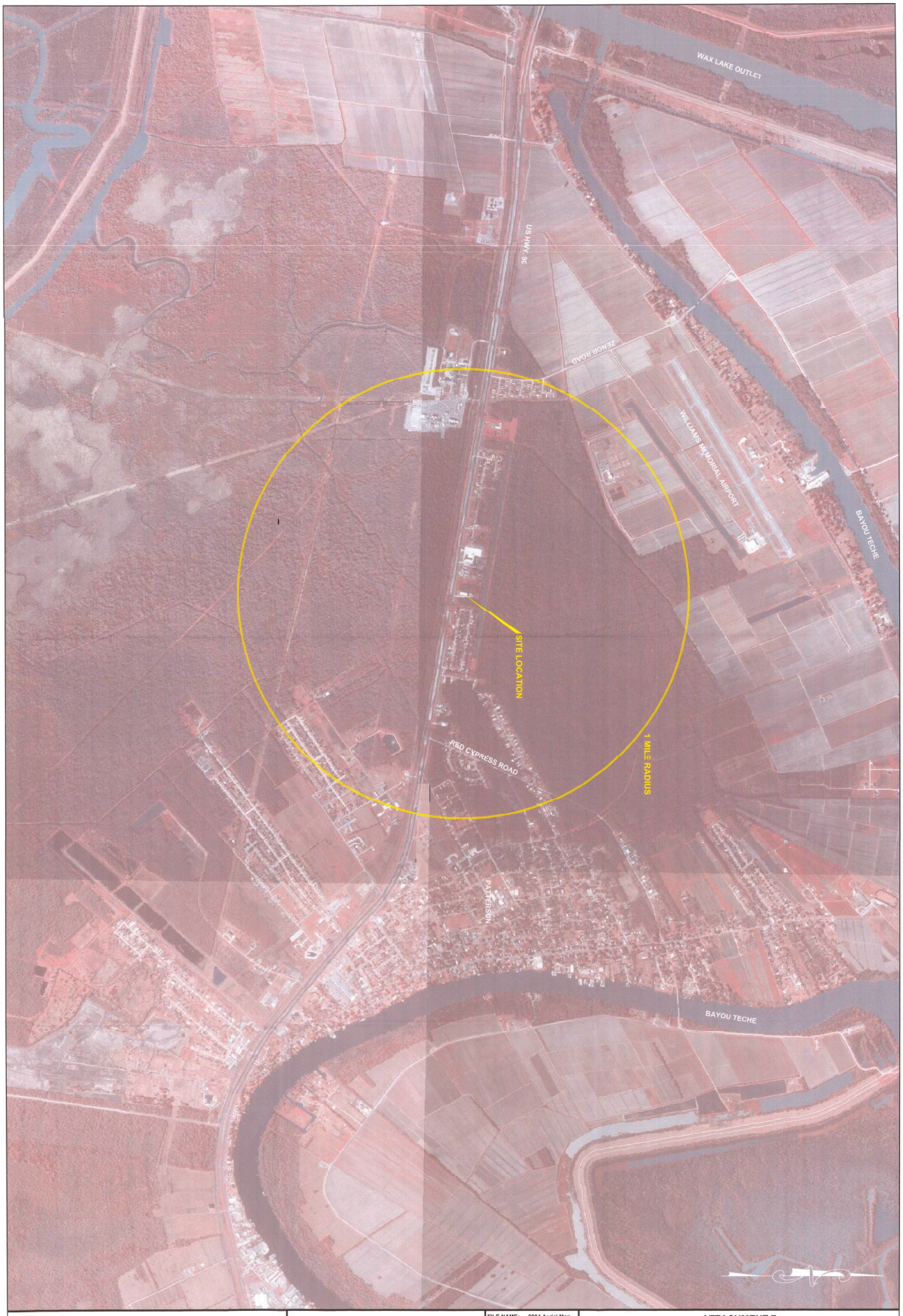
LAND USE MAP

ATTACHMENT 6
OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

SHEET NO. 1 OF 1

ATTACHMENT 7

Aerial Photography



NOTES:

KEE ENVIRONMENTAL SERVICES

FILE NAME:	2004 Aerial Map
OWNER:	OMEGA
DATE:	MAY 2006
PLOT SCALE:	1"=1000'
DRAWN BY:	KSP
APPROVED:	EJE
MAP NO.	

ATTACHMENT 7
2004 AERIAL MAP

OMEGA WASTE MANAGEMENT INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

ATTACHMENT 8

State Agency Letters

State of Louisiana

DWIGHT LANDRENEAU
SECRETARY

DEPARTMENT OF WILDLIFE & FISHERIES
POST OFFICE BOX 98000
BATON ROUGE, LA 70898-9000
(225) 765-2800

KATHLEEN BABINEAUX BLANCO
GOVERNOR

Date	May 26, 2006
Name	Earl J. Eues, Jr.
Company	KEE Environmental Services
Street Address	104 Midland Dr.
City, State, Zip	Houma, LA 70360
Project	Omega Waste Management, Inc.: LDEQ Permit Renewal, Solid Waste Processing Facility, Patterson, St. Mary Parish, LA
Invoice Number	06052601

Personnel of the Habitat Section of the Fur and Refuge Division have reviewed the preliminary data for the captioned project. After careful review of our database, no impacts to rare, threatened, or endangered species or critical habitats are anticipated for the proposed project. No state or federal parks, wildlife refuges, scenic streams, or wildlife management areas are known at the specified site within Louisiana's boundaries.

The Louisiana Natural Heritage Program has compiled data on rare, endangered, or otherwise significant plant and animal species, plant communities, and other natural features throughout the state of Louisiana. Heritage reports summarize the existing information known at the time of the request regarding the location in question. The quantity and quality of data collected by the LNHP are dependent on the research and observations of many individuals. In most cases, this information is not the result of comprehensive or site-specific field surveys; many natural areas in Louisiana have not been surveyed. This report does not address the occurrence of wetlands at the site in question. Heritage reports should not be considered final statements on the biological elements or areas being considered, nor should they be substituted for on-site surveys required for environmental assessments. The Louisiana Natural Heritage Program requires that this office be acknowledged in all reports as the source of all data provided here. If you have any questions or need additional information, please call Louisiana Natural Heritage Program at 225-765-2357.

Sincerely,

for George Nelson

Gary Lester, Coordinator
Natural Heritage Program

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 16, 2006

Louisiana Department of Wildlife and Fisheries
P.O Box 98000
Baton Rouge, Louisiana 70898-9000

RE: LDEQ Permit Renewal
Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, St. Mary Parish Louisiana 70392

Dear Sir/Madam:

Omega Waste Management, Inc. has contracted KEE Environmental Services to submit a permit application to the Louisiana Department of Environmental Quality, Office of Environmental Services, Water and Waste Permit Division for renewal of an existing operating permit to continue operations of a non-hazardous industrial waste processing facility. This facility is located at 1900 Highway 90 West just outside the city limits of the City of Patterson. A map showing the location of the facility is enclosed for your review.

As part of the permit application process, we need to identity all known designated wildlife management areas and habitats for endangered species located within 1,000 feet of the facility perimeter.

On behalf of Omega Waste Management, Inc., I would appreciate a letter from your agency identifying all known designated wildlife management areas and habitats for endangered species located within a 1,000 feet of the facility perimeter.

Your assistance with this matter is greatly appreciated. I may be contacted at (985) 804-5455 if you have any questions regarding this request.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Specialist

EJE
Enclosure

Cc: Omega Waste Management, Inc.

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 16, 2006

This project has been reviewed for effects to Federal trust resources under our jurisdiction and currently protected by the Endangered Species Act of 1973 (Act). The project, as proposed,
( ) Will have no effect on those resources
(X) Is not likely to adversely affect those resources.
This finding fulfills the requirements under Section 7(a)(2) of the Act.
June 7, 2006
Acting Supervisor — Date
Louisiana Field Office
U.S. Fish and Wildlife Service

U.S. Fish and Wildlife Services
646 Cajundome Blvd., Suite 400
Lafayette, Louisiana 70508

RE: LDEQ Permit Renewal
Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, St. Mary Parish Louisiana 70392

Dear Sir/Madam:

Omega Waste Management, Inc. has contracted KEE Environmental Services to submit a permit application to the Louisiana Department of Environmental Quality, Office of Environmental Services, Water and Waste Permit Division for renewal of an existing operating permit to continue operations of a non-hazardous industrial waste processing facility. This facility is located at 1900 Highway 90 West just outside the city limits of the City of Patterson. A map showing the location of the facility is enclosed for your review.

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Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Specialist

EJE
Enclosure

Cc: Omega Waste Management, Inc.

RECEIVED
MAY 19 2006
FISH & WLDL. SERV
LAFAYETTE, LA.

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 16, 2006

U.S. Fish and Wildlife Services
646 Cajundome Blvd., Suite 400
Lafayette, Louisiana 70508

RE: LDEQ Permit Renewal
Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, St. Mary Parish Louisiana 70392

Dear Sir/Madam:

Omega Waste Management, Inc. has contracted KEE Environmental Services to submit a permit application to the Louisiana Department of Environmental Quality, Office of Environmental Services, Water and Waste Permit Division for renewal of an existing operating permit to continue operations of a non-hazardous industrial waste processing facility. This facility is located at 1900 Highway 90 West just outside the city limits of the City of Patterson. A map showing the location of the facility is enclosed for your review.

As part of the permit application process, we need to identity all known designated wildlife management areas and habitats for endangered species located within 1,000 feet of the facility perimeter.

On behalf of Omega Waste Management, Inc., I would appreciate a letter from your agency identifying all known designated wildlife management areas and habitats for endangered species located within a 1,000 feet of the facility perimeter.

Your assistance with this matter is greatly appreciated. I may be contacted at (985) 804-5455 if you have any questions regarding this request.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Specialist

EJE
Enclosure

Cc: Omega Waste Management, Inc.

MITCHELL J. LANDRIEU
LIEUTENANT GOVERNOR

State of Louisiana
OFFICE OF THE LIEUTENANT GOVERNOR
DEPARTMENT OF CULTURE, RECREATION & TOURISM
OFFICE OF CULTURAL DEVELOPMENT
DIVISION OF ARCHAEOLOGY

ANGÈLE DAVIS
SECRETARY

PAM BREAUX
ASSISTANT SECRETARY

June 6, 2006

Mr. Earl J. Eues, Jr.
KEE Environmental Services
104 Midland Drive
Houma, LA 70360

Re: LDEQ Permit Renewal
Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, St. Mary Parish, LA

Dear Mr. Eues:

Receipt is acknowledged of your letter dated May 16, 2006, concerning the above-reverenced LDEQ Permit Renewal.

A review of our files reveals that there are no known historic or archaeological sites within 1000' of the subject facility. Thank you for your inquiry. If we may be of further assistance, please contact Duke Rivet in the Division of Archaeology at (225) 342-8170.

Sincerely,

Pam Breaux

Pam Breaux
State Historic Preservation Officer

PB:PR:s

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 16, 2006

Ms. Pam Breaux
Louisiana Department of Culture, Recreation and Tourism
Division of Archaeology
P.O. Box 44247
Baton Rouge, Louisiana 70804

RE: LDEQ Permit Renewal
Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, Louisiana 70392

Dear Ms. Breaux:

Omega Waste Management, Inc. has contracted KEE Environmental Services to submit a permit application to the Louisiana Department of Environmental Quality, Office of Environmental Services, Water and Waste Permit Division for renewal of an existing operating permit to continue operations of a non-hazardous industrial waste processing facility. This facility is located at 1900 Highway 90 West just outside the city limits of the City of Patterson. A map showing the location of the facility is enclosed for your review.

As part of the permit application process, a list of all known historic and archaeological sites located within 1,000 feet of the facility perimeter must be identified. Attached is a vicinity map depicting areas within 1,000 feet of the facility's perimeter.

On behalf of Omega Waste Management, Inc., I would appreciate a letter from your agency identifying all known historic and archaeological sites located within 1,000 feet of the facility perimeter.

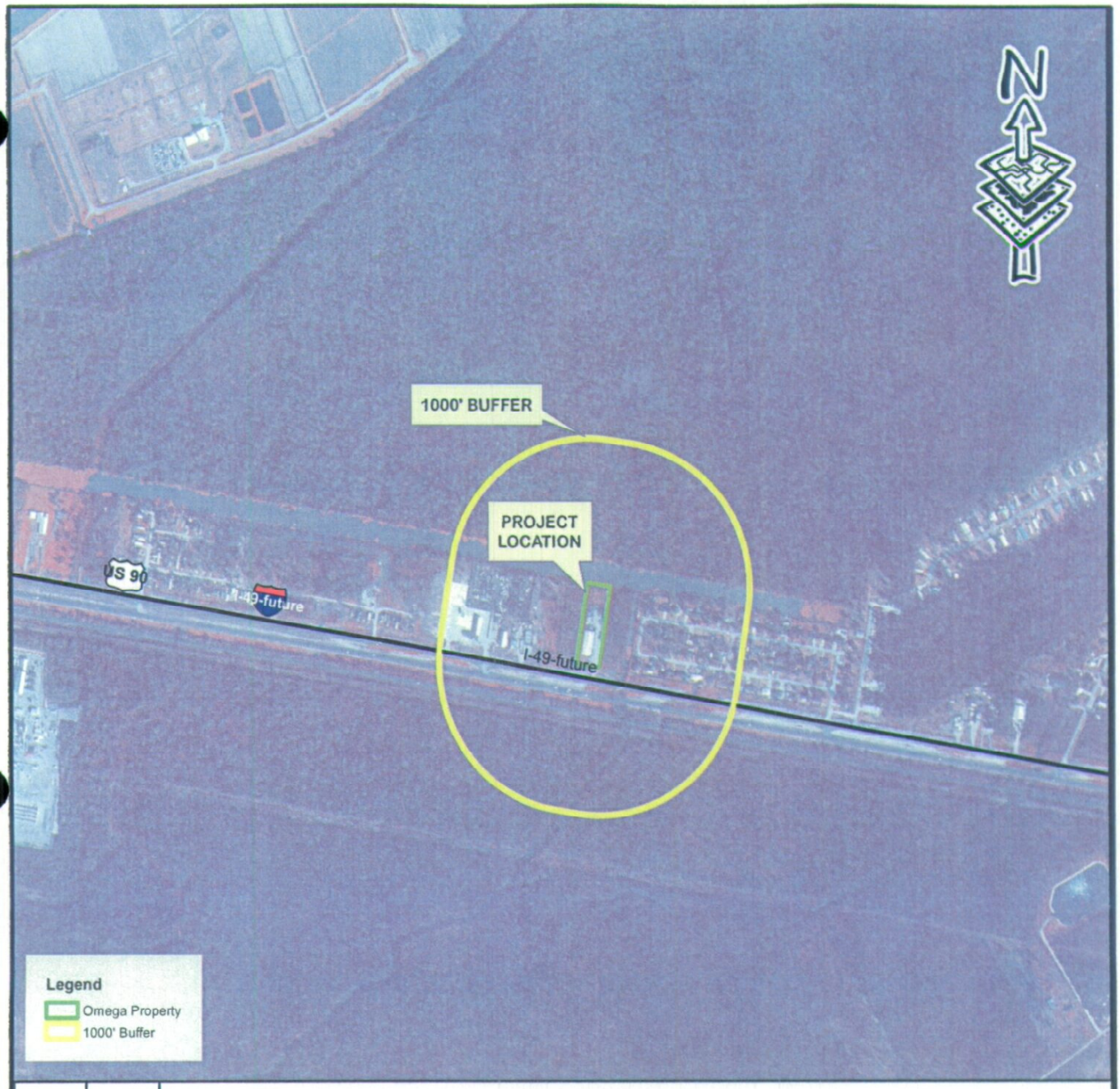
Your assistance with this matter is greatly appreciated. I may be contacted at (985) 804-5455 if you have any questions regarding this request.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Specialist

EJE
Enclosure

Cc: Omega Waste Management, Inc.



NO.	DATE	REVISION

1000' BUFFER MAP

OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

KEE ENVIRONMENTAL SERVICES

DRAWN BY:	KSP	SHEET 1 OF 1	
APPROVED BY:	EJE	DRAWING NAME:	1000' BUFFER
SCALE:	1" = 500'	JOB NUMBER:	OMEGA
DATE:	05/16/06	MAP NUMBER:	

ATTACHMENT 9

U.S. Corps of Engineers Wetland Determination

DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT, CORPS OF ENGINEERS
P.O. BOX 60267
NEW ORLEANS, LOUISIANA 70160-0267

REPLY TO
ATTENTION OF:

July 12, 2006

Operations Division
Surveillance and Enforcement Section

Mr. Earl J. Eues Jr.
KEE Environmental Services
104 Midland Drive
Houma, Louisiana 70360

Dear Mr. Eues:

Reference is made to your request, on behalf of Omega Waste Management, Inc., for a U.S. Army Corps of Engineers' (Corps) jurisdictional determination on property located in Section 22, Township 15 South, Range 11 East, St. Mary Parish, Louisiana (enclosed map). Specifically, this property is identified as the site for a Type I-A/II-A solid waste processing facility.

Based on review of recent maps, aerial photography, and soils data, we have determined that the specific site of your existing facility is not in a wetland subject to Corps' jurisdiction. However, wetlands were identified within 1,000 feet of the facility. A Department of the Army permit under Section 404 of the Clean Water Act will be required prior to the deposition or redistribution of dredged or fill material into these wetlands.

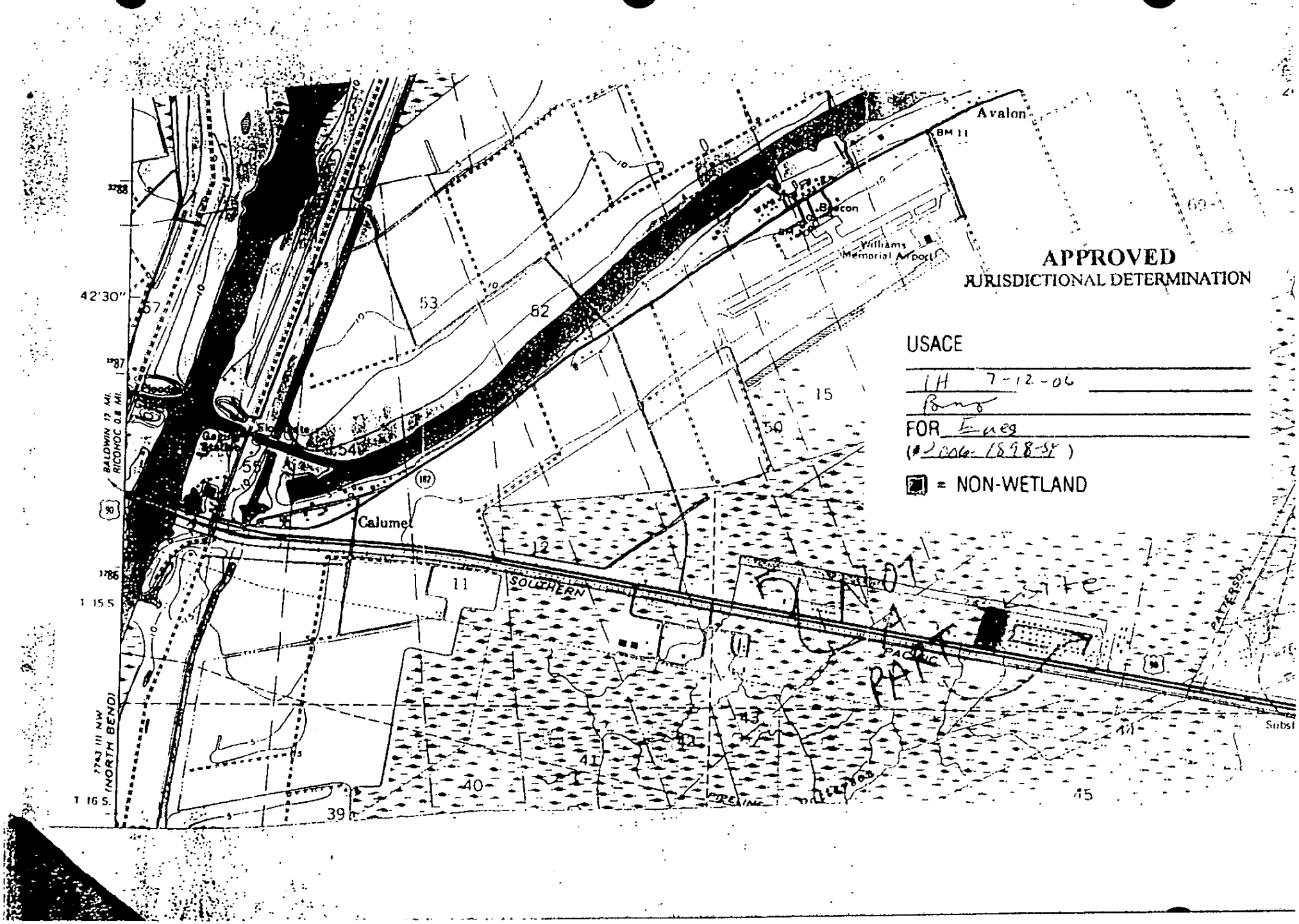
You and your client are advised that this approved determination is valid for a period of 5 years from the date of this letter unless new information warrants revision prior to the expiration date.

Should there be any questions concerning these matters, please contact Mr. Brian Oberlies at (504) 862-2275 and reference our Account MVN-2006-1898-SY. If you have specific questions regarding the permit process or permit applications, please contact our Central Evaluation Section at (504) 862-1270.

Sincerely,

for Ronald J. Ventola
Chief, Regulatory Branch

Enclosure



LDEQ-EDMS Document 36277308, Page 122 of 254

JURISDICTIONAL DETERMINATION Revised 8/13/04
U.S. Army Corps of Engineers

DISTRICT OFFICE: New Orleans
FILE NUMBER: MVN-2006-1898-SY

PROJECT LOCATION INFORMATION:
State: Louisiana
Parish: St. Mary
Center coordinates of site (latitude/longitude): NAD-83 29-41-35 / 91-19-46
Approximate size of area (parcel) reviewed, including uplands: acres.
Name of nearest waterway:
Name of watershed:

JURISDICTIONAL DETERMINATION
Completed: Desktop determination ☒ Date: 7-10-06
Site visit(s) ☐ Date(s):

Jurisdictional Determination (JD):

☐ Preliminary JD - Based on available information, ☐ *there appear to be* (or) ☐ *there appear to be no* "waters of the United States" and/or "navigable waters of the United States" on the project site. A preliminary JD is not appealable (Reference 33 CFR part 331).

☒ Approved JD – An approved JD is an appealable action (Reference 33 CFR part 331).
Check all that apply:

☐ *There are* "navigable waters of the United States" (as defined by 33 CFR part 329 and associated guidance) within the reviewed area. Approximate size of jurisdictional area: .

☐ *There are* "waters of the United States" (as defined by 33 CFR part 328 and associated guidance) within the reviewed area. Approximate size of jurisdictional area: .

☐ *There are "isolated, non-navigable, intra-state* waters or wetlands" within the reviewed area.
☐ Decision supported by SWANCC/Migratory Bird Rule Information Sheet for Determination of No Jurisdiction.

BASIS OF JURISDICTIONAL DETERMINATION:

A. Waters defined under 33 CFR part 329 as "navigable waters of the United States":
☐ The presence of waters that are subject to the ebb and flow of the tide and/or are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce.

B. Waters defined under 33 CFR part 328.3(a) as "waters of the United States":
☐ (1) The presence of waters, which are currently used, or were used in the past, or may be susceptible to use in interstate or foreign commerce, including all waters which are subject to the ebb and flow of the tide.
☐ (2) The presence of interstate waters including interstate wetlands[1].
☐ (3) The presence of other waters such as intrastate lakes, rivers, streams (including intermittent streams), mudflats, sandflats, wetlands, sloughs, prairie potholes, wet meadows, playa lakes, or natural ponds, the use, degradation or destruction of which could affect interstate commerce including any such waters (check all that apply):
☐ (i) which are or could be used by interstate or foreign travelers for recreational or other purposes.
☐ (ii) from which fish or shellfish are or could be taken and sold in interstate or foreign commerce.
☐ (iii) which are or could be used for industrial purposes by industries in interstate commerce.
☐ (4) Impoundments of waters otherwise defined as waters of the US.
☐ (5) The presence of a tributary to a water identified in (1) – (4) above.
☐ (6) The presence of territorial seas.
☐ (7) The presence of wetlands adjacent[2] to other waters of the US, except for those wetlands adjacent to other wetlands.

Rationale for the Basis of Jurisdictional Determination (applies to any boxes checked above).

Lateral Extent of Jurisdiction: (Reference: 33 CFR parts 328 and 329)

☐ Ordinary High Water Mark indicated by:
- ☐ clear, natural line impressed on the bank
- ☐ the presence of litter and debris
- ☐ changes in the character of soil
- ☐ destruction of terrestrial vegetation
- ☐ shelving
- ☐ other:

☐ High Tide Line indicated by:
- ☐ oil or scum line along shore objects
- ☐ fine shell or debris deposits (foreshore)
- ☐ physical markings/characteristics
- ☐ tidal gages
- ☐ other:

☐ Mean High Water Mark indicated by:
☐ survey to available datum; ☐ physical markings; ☐ vegetation lines/changes in vegetation types.

☐ Wetland boundaries, as shown on the attached wetland delineation map and/or in a delineation report prepared by:

Basis For Not Asserting Jurisdiction:

☒ The reviewed area consists entirely of uplands.
☐ Unable to confirm the presence of waters in 33 CFR part 328(a)(1, 2, or 4-7).
☐ Headquarters declined to approve jurisdiction on the basis of 33 CFR part 328.3(a)(3).
☐ The Corps has made a case-specific determination that the following waters present on the site are not Waters of the United States:
- ☐ Waste treatment systems, including treatment ponds or lagoons, pursuant to 33 CFR part 328.3.
- ☐ Artificially irrigated areas, which would revert to upland if the irrigation ceased.
- ☐ Artificial lakes and ponds created by excavating and/or diking dry land to collect and retain water and which are used exclusively for such purposes as stock watering, irrigation, settling basins, or rice growing.
- ☐ Artificial reflecting or swimming pools or other small ornamental bodies of water created by excavating and/or diking dry land to retain water for primarily aesthetic reasons.
- ☐ Water-filled depressions created in dry land incidental to construction activity and pits excavated in dry land for the purpose of obtaining fill, sand, or gravel unless and until the construction or excavation operation is abandoned and the resulting body of water meets the definition of waters of the United States found at 33 CFR 328.3(a).
- ☐ Isolated, intrastate wetland with no nexus to interstate commerce.
- ☐ Prior converted cropland, as determined by the Natural Resources Conservation Service. Explain rationale:
- ☐ Non-tidal drainage or irrigation ditches excavated on dry land. Explain rationale:
- ☐ Other (explain):

DATA REVIEWED FOR JURISDICTIONAL DETERMINATION (mark all that apply):

☒ Maps, plans, plots or plat submitted by or on behalf of the applicant.
☐ Data sheets prepared/submitted by or on behalf of the applicant.
- ☐ This office concurs with the delineation report, dated , prepared by (company):
- ☐ This office does not concur with the delineation report, dated , prepared by (company):

☐ Data sheets prepared by the Corps.
☐ Corps' navigable waters' studies:
☐ U.S. Geological Survey Hydrologic Atlas:
☒ U.S. Geological Survey 7.5 Minute Topographic maps:
☐ U.S. Geological Survey 7.5 Minute Historic quadrangles:
☐ U.S. Geological Survey 15 Minute Historic quadrangles:
☒ USDA Natural Resources Conservation Service Soil Survey:
☐ National wetlands inventory maps:
☐ State/Local wetland inventory maps:
☐ FEMA/FIRM maps (Map Name & Date):
☐ 100-year Floodplain Elevation is: (NGVD)
☒ Aerial Photographs (Name & Date): '95 & '98 aerial infrared
☐ Other photographs (Date):
☐ Advanced Identification Wetland maps:
☒ Site visit/determination conducted on: see Jurisdictional Determination Section at top of previous page
☐ Applicable/supporting case law:
☐ Other information (please specify):

[1]Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology).

[2]The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.

NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL

Applicant: Mr. Earl J. Eues, Jr.	**File No.:** MVN-2006-1898-SY	**Date:** JUL 13 2006

Attached is:		See Section below
	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)	A
	PROFFERED PERMIT (Standard Permit or Letter of permission)	B
	PERMIT DENIAL	C
x	APPROVED JURISDICTIONAL DETERMINATION	D
	PRELIMINARY JURISDICTIONAL DETERMINATION	E

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at http://usace.army.mil/inet/functions/cw/cecwo/reg or Corps regulations at 33 CFR Part 331.

A: INITIAL PROFFERED PERMIT: You may accept or object to the permit.

- ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- OBJECT: If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

B: PROFFERED PERMIT: You may accept or appeal the permit

- ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- APPEAL: If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

C: PERMIT DENIAL: You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

D: APPROVED JURISDICTIONAL DETERMINATION: You may accept or appeal the approved JD or provide new information.

- ACCEPT: You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- APPEAL: If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

E: PRELIMINARY JURISDICTIONAL DETERMINATION: You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.

(over)

SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT

REASONS FOR APPEAL OR OBJECTIONS: (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

ADDITIONAL INFORMATION: The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

POINT OF CONTACT FOR QUESTIONS OR INFORMATION:

If you have questions regarding this decision and/or the appeal process you may contact: John Bruza (504) 862-1288 Chief, Surveillance and Enforcement Section U.S. Army Corps of Engineers P.O. Box 60627 New Orleans, LA 70160	If you only have questions regarding the appeal process you may also contact the Division Engineer through: Elizabeth S. Guynes U.S. Army Corps of Engineers Mississippi Valley Division ATTN: CEMVD-PD-KM Post Office Box 80 Vicksburg, Mississippi 39181-0080

RIGHT OF ENTRY: Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

_____ Signature of appellant or agent.	Date:	Telephone number:

KEE Environmental Services
Earl J. Eues, Jr., R.E.M.
Environmental Consultant
e-mail: eeuesjr@sw.rr.com

May 10, 2006

Surveillance and Enforcement Section
New Orleans District
U.S. Corps of Engineers
P.O. Box 60267
New Orleans, LA 70160-0267

RE: Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, Louisiana 70392
St. Mary Parish

Dear Sir/Madam:

Omega Waste Management, Inc. of Patterson, Louisiana is in the process of renewing its operating permit with the Louisiana Department of Environmental Quality's Office of Environmental Services, Water and Waste Permits Division. This permit will allow Omega Waste Management, Inc. to continue operating a Type I-A/II-A solid waste processing facility.

As part of the permit application, the LaDEQ will request documentation from the United States Corps of Engineers in reference to documentation substantiating wetlands within 1,000 feet of the facility. Omega Waste Management, Inc. advised the LaDEQ in the permit application that wetlands may exist within 1,000 feet of facility after reviews of aerial maps of the facility's location.

Omega Waste Management, Inc. is requesting a letter from the COE to satisfy the requirements of the LaDEQ. The property is located in Section 22, Township 15S, Range 11E and at 29° 41' 35" Latitude and 91° 19' 46" Longitude. The property can be located on the "Patterson Quadrangle" of the USGS 7.5 Minute Series of topographical maps. The property is bordered by U.S. Highway 90 West on the south and a borrow pit on the northern end.

The processing facility will be operating in an existing structure that has occupied the property for over 10 years. There are no plans in the near future to develop any of the remaining property. In the event that Omega Waste Management, Inc. wishes to develop any of the remaining property, a wetland delineation will be conducted on the property before any development begins.

The facility will be accepting industrial, commercial and residential non-hazardous solid waste for processing. The processing involves the shredding and compaction of waste to reduce the volume of the waste. After compaction of the waste into leak-proof bins, the waste will be sent for recycling as a fuel source. A copy of the section of the permit that describes the process is enclosed with this letter to further describe the activities that will be taking place at the facility.

A copy of the USGS Topographical Map identifying the property and a site plan for the facility is attached to this letter to assist in accommodating our request.

Also enclosed are copies of the original request on July 22, 1997 and USCOE correspondence dated August 7, 1997. No additional work outside of the original facility footprint has been conducted since the above mentioned USCOE letter.

Your prompt attention to this matter is greatly appreciated and if any additional information is needed please contact Earl J. Eues, Jr. at 985-223-9279 or Mr. Joe Al Berry of Omega Waste Management at 985-399-5100.

Sincerely,

Earl J. Eues, Jr., R.E.M.
Environmental Consultant

Enclosures
/EE

Cc: Omega Waste Management, Inc.

DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT, CORPS OF ENGINEERS
P.O. BOX 60267
NEW ORLEANS, LOUISIANA 70160-0267

REPLY TO
ATTENTION OF:

August 7, 1997

Operations Division
Surveillance and Enforcement Section

Earl J. Eues Jr.
KEE Environmental Services
104 Midland Drive
Houma, LA 70360

Dear Mr. Eues:

Reference is made to your request for a U.S. Army Corps of Engineers' jurisdictional determination on property located in Section 22, T. 15 S., R. 11 E., St. Mary Parish, Louisiana (enclosed map). Specifically, this property is identified as the site for a Type I-A/II-A solid waste processing facility.

Based on review of recent maps, aerial photography, and soils data, we have determined that the specific site of your existing facility is not a wetland subject to Corps' jurisdiction. However, wetlands were identified within 1,000 feet of the facility. A Department of the Army (DA) permit under Section 404 of the Clean Water Act will be required prior to the deposition or redistribution of dredged or fill material into these wetlands.

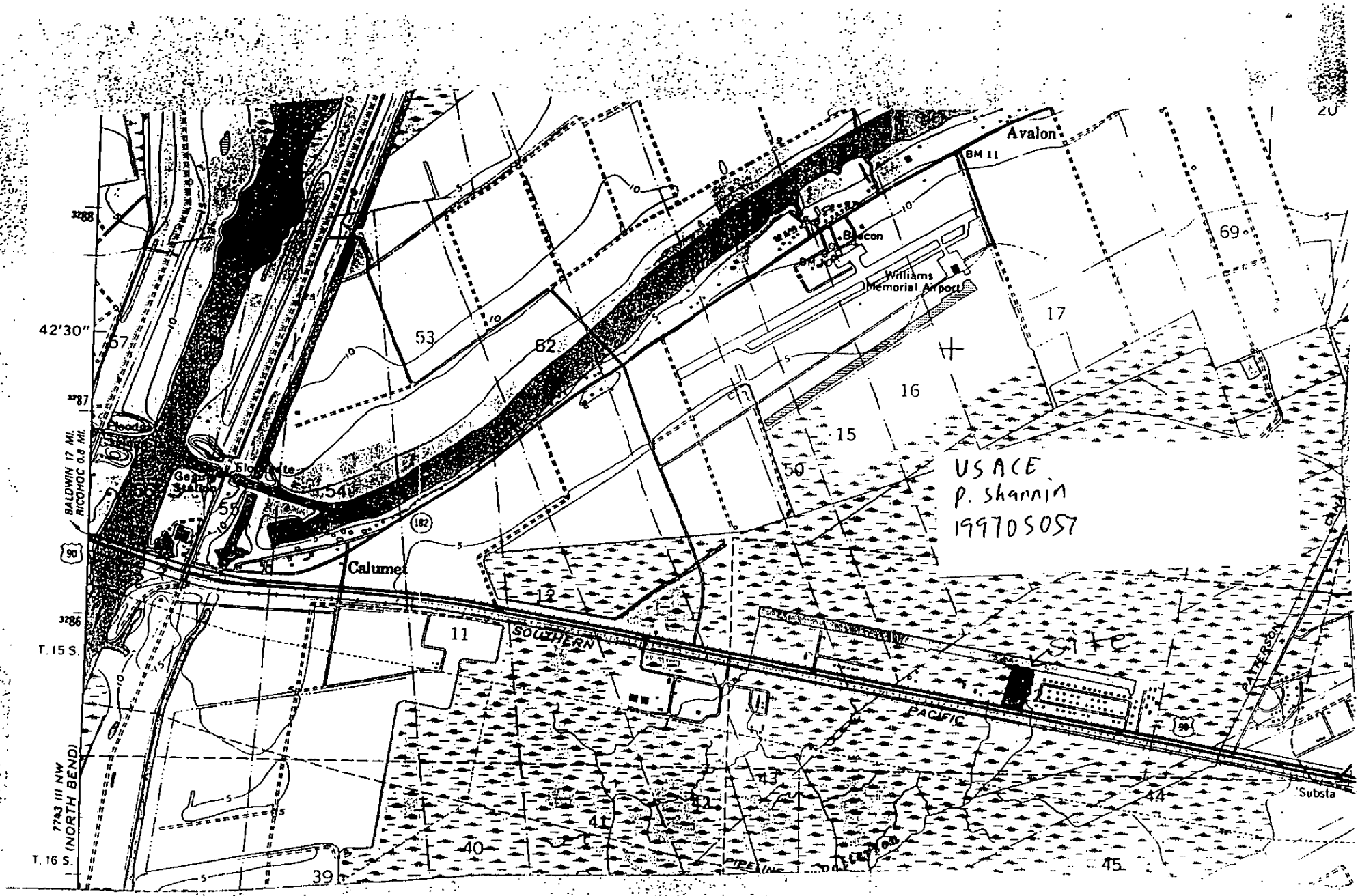
You are advised that this determination is valid for a period of five years from the date of this letter unless new information warrants revision of the delineation before the expiration date.

Should there be questions concerning this determination, please contact Philip Shannin at (504) 862-2595 and refer to Account No. 199705057.

Sincerely,

for Ronald J. Ventola
Chief, Regulatory Functions Branch

Enclosure



LDEQ-EDMS Document 36277308, Page 130 of 254

KEE Environmental Services
Earl J. Eues, Jr.
Environmental Specialist
e-mail: eeues@cajun.net

July 22, 1997

Surveillance and Enforcement Section
New Orleans District
U.S. Corps of Engineers
P.O. Box 60267
New Orleans, LA 70160-0267

RE: Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, Louisiana 70392
St. Mary Parish

Dear Sir/Madam:

Omega Waste Management, Inc. of Patterson, Louisiana is in the process of obtaining an operating permit from the Louisiana Department of Environmental Quality's Solid Waste Division. This permit will allow Omega Waste Management, Inc. to operate a Type I-A/II-A solid waste processing facility.

A permit application has been sent to the LaDEQ and is currently under administrative and technical review. A notice of deficiency from the LaDEQ was received by Omega Waste Management on July 10, 1997 requesting documentation from the United States Corps of Engineers in reference to documentation substantiating wetlands within 1,000 feet of the facility. Omega Waste Management, Inc. advised the Solid Waste Division in the permit application that wetlands may exist within 1,000 feet of facility after environmental consultants reviewed aerial maps of the facility's location.

Omega Waste Management, Inc. is requesting a letter from the COE to satisfy the requirements of the LaDEQ. The property is located in Section 22, Township 15S, Range 11E and at 29° 41' 35" Latitude and 91° 19' 46" Longitude. The property can be located on the "Patterson Quadrangle" of the USGS 7.5 Minute Series of topographical maps. The property is boarded by U.S. Highway 90 West on the south and a borrow pit on the northern end.

The processing facility will be operating in an existing structure that has occupied the property for over 10 years. There are no plans in the near future to develop any of the remaining property. In the event that Omega Waste Management, Inc. wishes to develop any of the remaining property, a wetland delineation will be conducted on the property before any development begins.

104 Midland Drive Houma, LA 70360 Phone: 504-868-7450

The facility will be accepting industrial, commercial and residential non-hazardous solid waste for processing. The processing involves the shredding and compaction of waste to reduce the volume of the waste. After compaction of the waste into leak-proof bins, the waste will be sent for recycling as a fuel source. A copy of the section of the permit that describes the process is enclosed with this letter to further describe the activities that will be taking place at the facility.

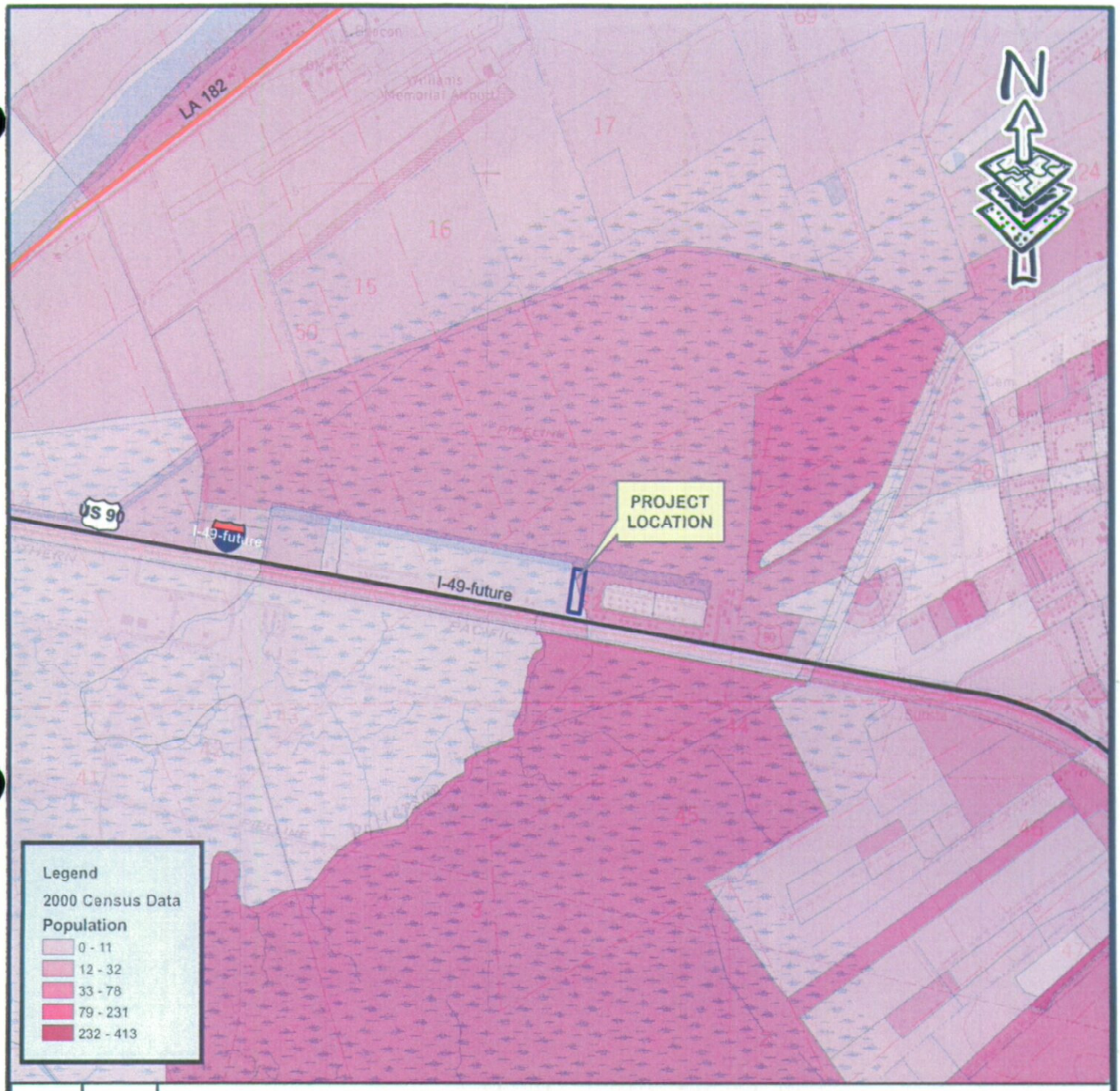
A copy of the USGS Topographical Map identifying the property and a site plan for the facility is attached to this letter to assist in accommodating our request. Your prompt attention to this matter is greatly appreciated and if any additional information is needed please contact Earl J. Eues, Jr. at 504-873-6739 or Mr. Terry Dover of Omega Waste Management at 504-399-5100.

Sincerely,

Earl J. Eues, Jr.
Environmental Specialist

ATTACHMENT 10

U.S. Census Bureau Population Density Map



NO.	DATE	REVISION

2000 CENSUS POPULATION DATA

OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON
ST. MARY PARISH, LOUISIANA

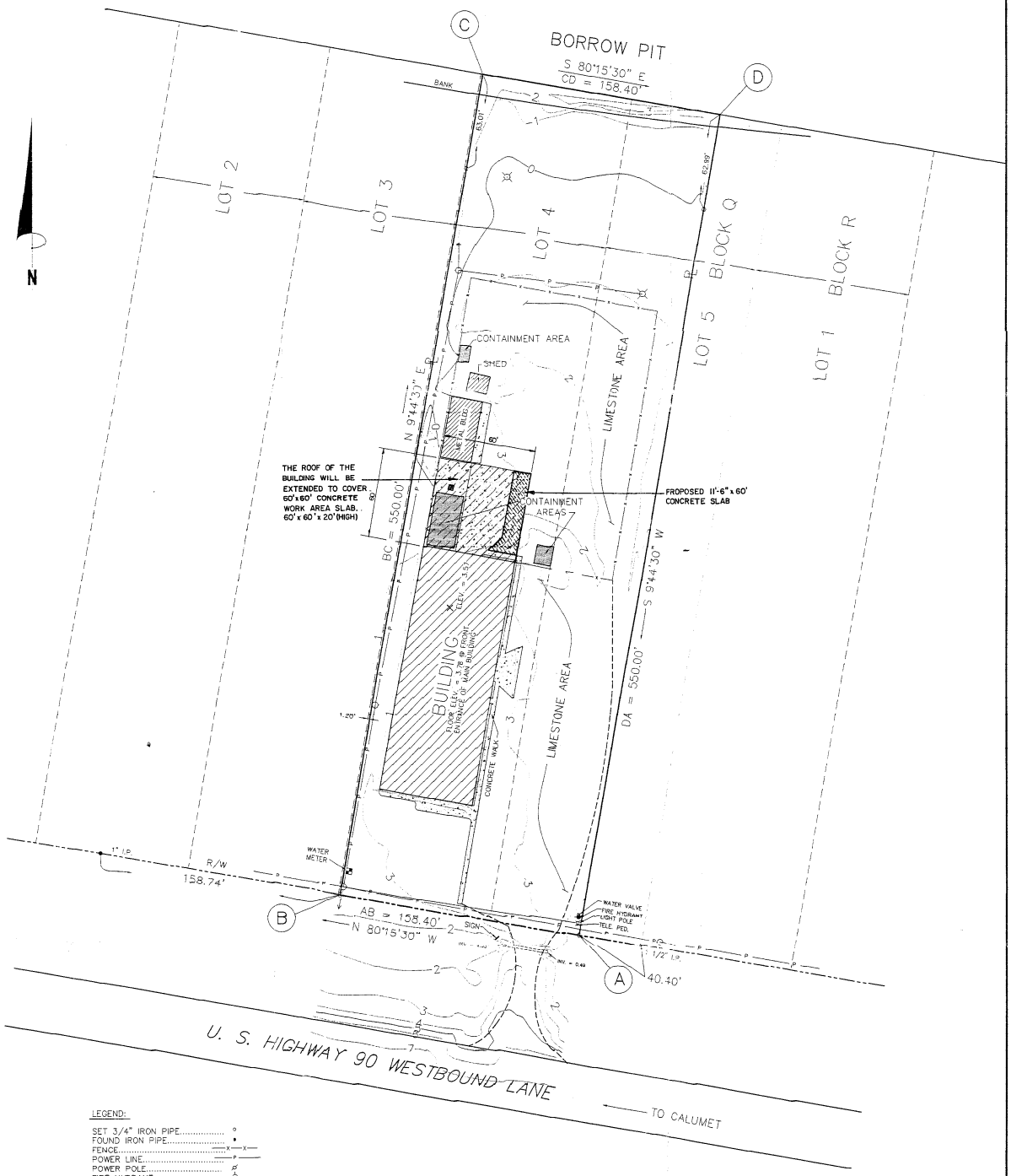
KEE ENVIRONMENTAL SERVICES

DRAWN BY: KSP		SHEET 1 OF 1
APPROVED BY: EJE		DRAWING NAME: POPULATION MAP
SCALE: 1" = 2000'		JOB NUMBER: OMEGA
DATE: 05/23/06		ATTACHMENT NO: 10

ATTACHMENT 11

Topographic Survey Map

TRACT "ABCDA" = 2.00 ACRES



LEGEND:

SET 3/4" IRON PIPE..... °
FOUND IRON PIPE..... •
FENCE..... —x—x—
POWER LINE..... P
POWER POLE..... P
FIRE HYDRANT..... ⊕
LIGHT POLE..... ⊠
GUY WIRE & ANCHOR..... →
CATCH BASIN..... ▦

TOPOGRAPHIC SURVEY

FOR

OMEGA WASTE MANAGEMENT, INC.

BEING TRACT "ABCDA"
THE EAST 98.8' OF LOT 4 & THE WEST 59.6' OF LOT 5
OF BLOCK "Q" OF LANDS OF SPENCER TODD

LOCATED IN: SECTION 22, T15S – R11E,
ST. MARY PARISH, LOUISIANA

SCALE: 1" = 30'
DRAWING NO. 9725

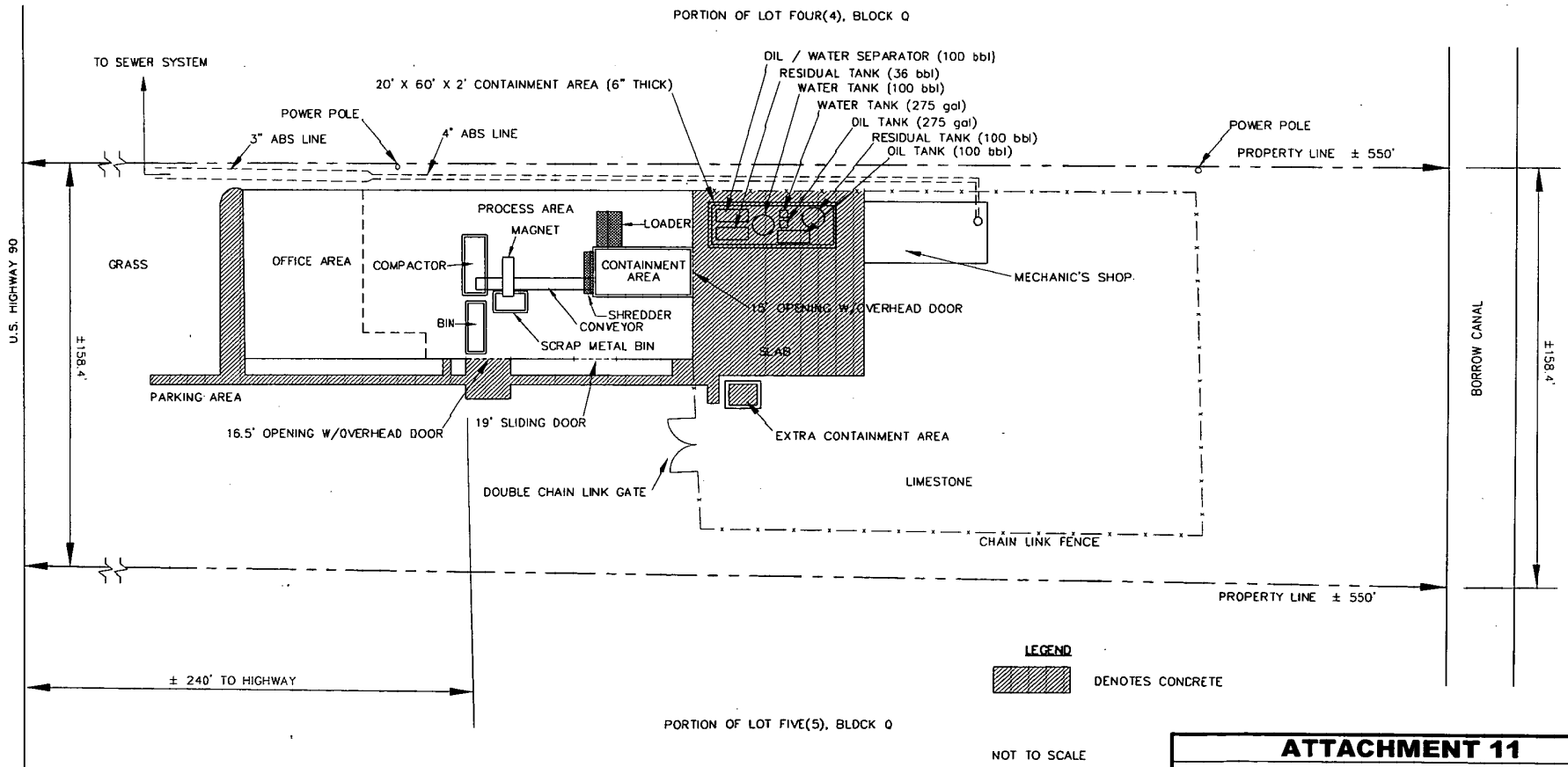
REFERENCE:
PLAN OF LAND SHOWING A PORTION OF PROPERTY OF SPENCER G. TODD, SR. BY: T.F. KRAMER, INC. DATED: DEC. 11, 1965, DRAWING NO. 1866 (RECORDED IN COB 14-C, ENTRY NO. 128,321

MILLER ENGINEERS & ASSOCIATES, INC.
ENGINEERS & SURVEYORS
700 MAIN STREET
FRANKLIN, LOUISIANA 70538

STATE OF LOUISIANA
GLENN E. MILLER
REG. No. 4377
REGISTERED LAND SURVEYOR

GLENN E. MILLER, P.L.S. NO. 4377
P.E. NO. 14498
MAY 27, 1997 REVISED: JULY 30, 2002 TO SHOW PROPOSED BUILDING ADDITIONS.

LDEQ-EDMS Document 36277308, Page 137 of 254

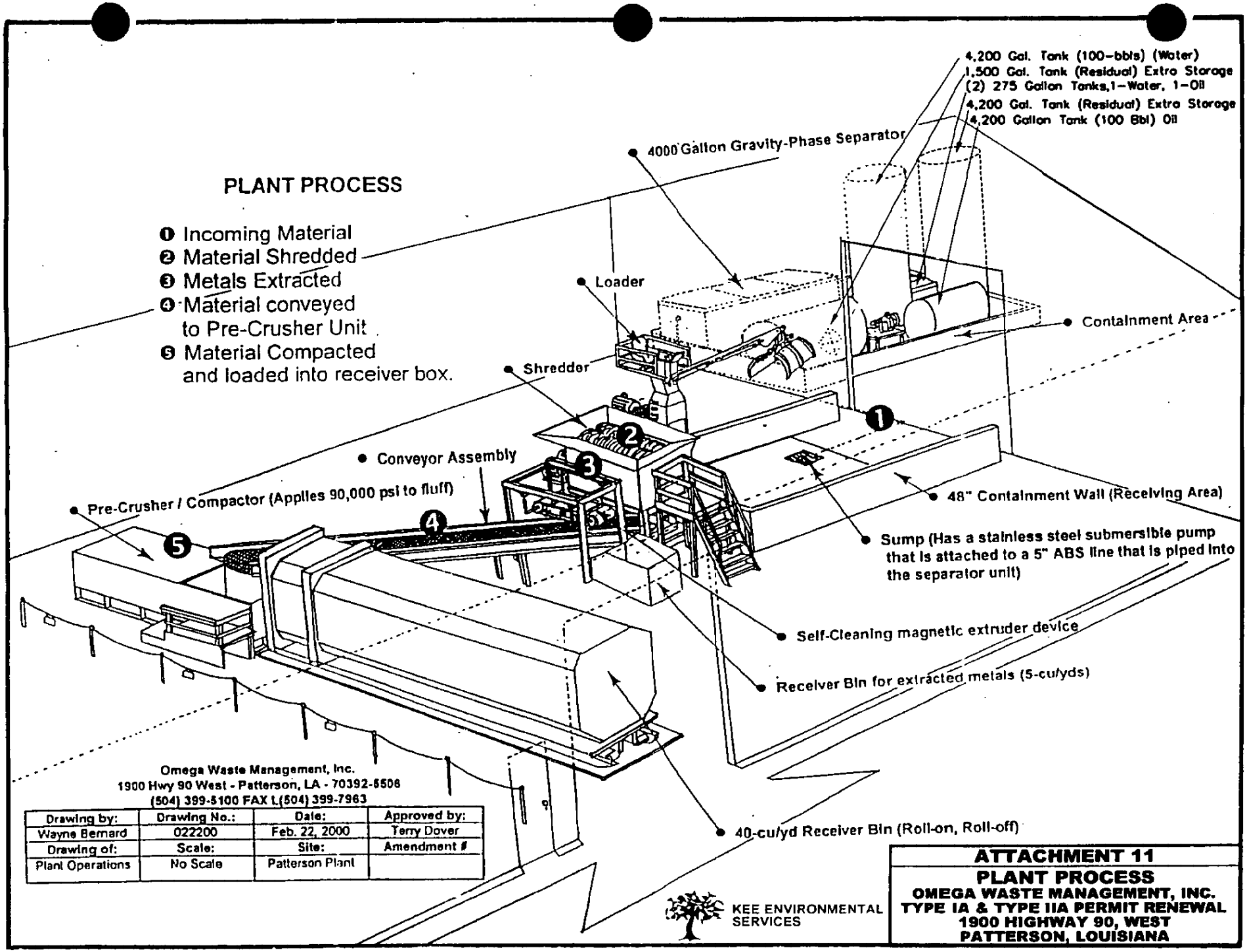


KEE ENVIRONMENTAL SERVICES

ATTACHMENT 11

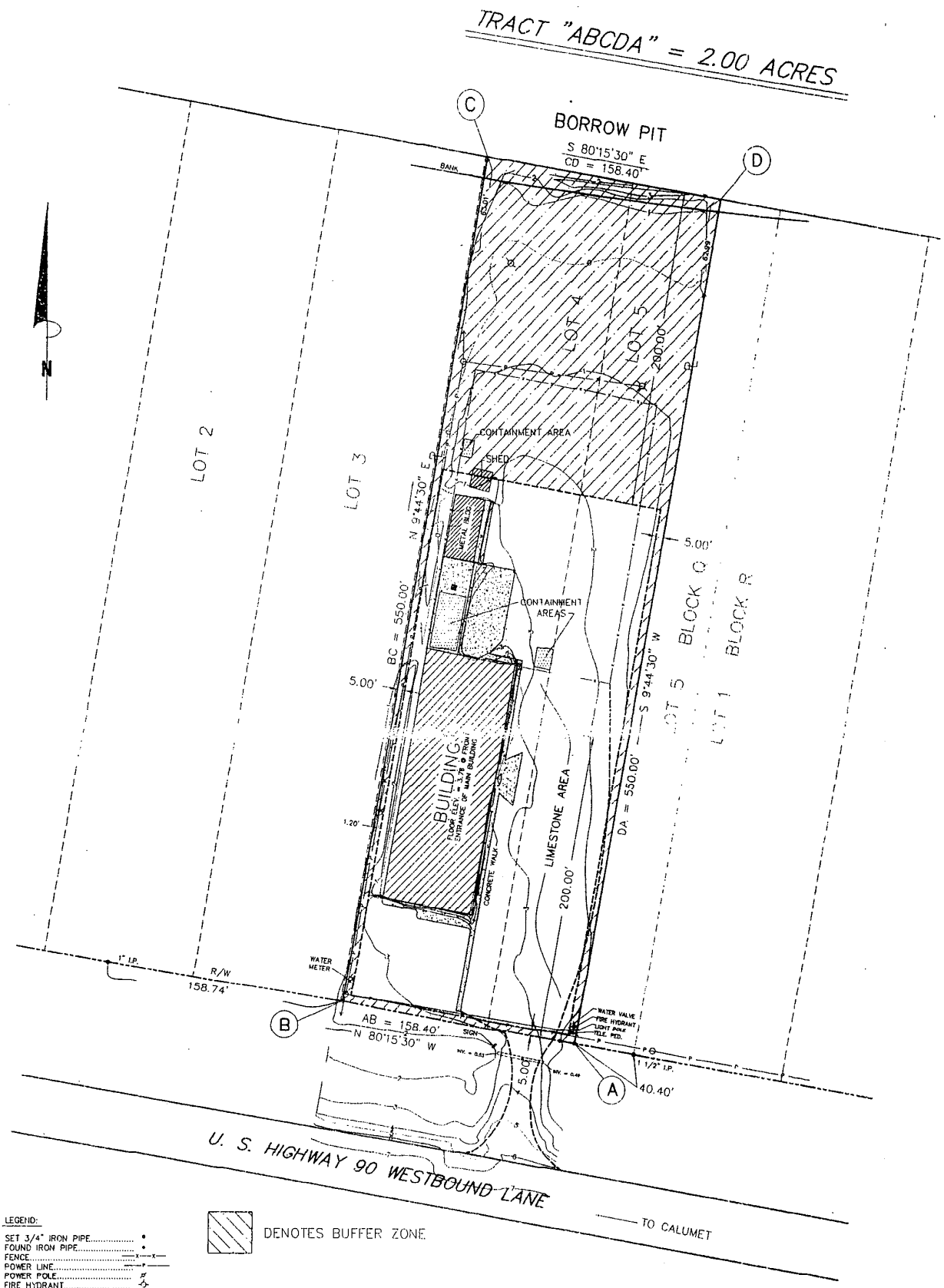
PLANT LAYOUT

OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON, LOUISIANA


PLANT PROCESS
1 Incoming Material
2 Material Shredded
3 Metals Extracted
4 Material conveyed to Pre-Crusher Unit
5 Material Compacted and loaded into receiver box.
4,200 Gal. Tank (100-bbls) (Water)
1,500 Gal. Tank (Residual) Extra Storage
(2) 275 Gallon Tanks,1-Water, 1-Oil
4,200 Gal. Tank (Residual) Extra Storage
4,200 Gallon Tank (100 Bbl) Oil
4000 Gallon Gravity-Phase Separator
Loader
Containment Area
Shredder
Conveyor Assembly
Pre-Crusher / Compactor (Applies 90,000 psi to fluff)
48" Containment Wall (Receiving Area)
Sump (Has a stainless steel submersible pump that is attached to a 5" ABS line that is piped into the separator unit)
Self-Cleaning magnetic extruder device
Receiver Bin for extracted metals (5-cu/yds)
40-cu/yd Receiver Bin (Roll-on, Roll-off)
Omega Waste Management, Inc.
1900 Hwy 90 West - Patterson, LA - 70392-6506
(504) 399-5100 FAX L(504) 399-7963
Drawing by: Wayne Bernard
Drawing No.: 022200
Date: Feb. 22, 2000
Approved by: Terry Dover
Drawing of: Plant Operations
Scale: No Scale
Site: Patterson Plant
Amendment #
KEE ENVIRONMENTAL SERVICES
ATTACHMENT 11
PLANT PROCESS
OMEGA WASTE MANAGEMENT, INC.
TYPE IA & TYPE IIA PERMIT RENEWAL
1900 HIGHWAY 90, WEST
PATTERSON, LOUISIANA

ATTACHMENT 12

Notarized Affidavits for Buffer Zone / Buffer Zone Map



LEGEND:

SET 3/4" IRON PIPE
FOUND IRON PIPE
FENCE
POWER LINE
POWER POLE
FIRE HYDRANT
LIGHT POLE
GUY WIRE & ANCHOR
CATCH BASIN

DENOTES BUFFER ZONE

REFERENCE:
PLAN OF LAND SHOWING A PORTION OF PROPERTY OF SPENCER G. TODD, SR. BY: T.F. KRAMER, INC. DATED: DEC. 11, 1965, DRAWING NO. 1866 (RECORDED IN COB 14-C, ENTRY NO. 128,321

MILLER ENGINEERS & ASSOCIATES, INC.
ENGINEERS & SURVEYORS
700 MAIN STREET
FRANKLIN, LOUISIANA 70538

TOPOGRAPHIC SURVEY

FOR

OMEGA WASTE MANAGEMENT, INC.

BEING TRACT "ABCDA" 98.8' OF LOT 4 & 59.6' OF LOT 5
OF BLOCK "Q" OF LANDS OF SPENCER TODD

LOCATED IN: SECTION 22, T15S – R11E.
ST. MARY PARISH, LOUISIANA

LDEQ-EDMS Document 36277308, Page 141 of 254

RECORDATION RECEIPT

STATE OF LOUISIANA
PARISH OF ST. MARY

THIS CERTIFIES THAT THERE HAS BEEN RECEIVED FOR RECORDATION AN ACT OF

CONVEYANCE

FROM OMEGA WASTE MANAGEMENT, INC.

TO LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY

PASSED BEFORE LESIA M. HULBERT BATISTE, NOTARY PUBLIC.

REGISTERED IN

CONVEYANCE BOOK 40-O ENTRY NO. 258,715

MORTGAGE BOOK ---------- ENTRY NO. ----------

CHATTEL MORTGAGE ---------- ENTRY NO. ----------, OF THE RECORDS OF

THE PARISH OF ST. MARY, STATE OF LOUISIANA OF DATE AUGUST 28, 1997.

CLIFF DRESSEL
Clerk, Ex-Officio Recorder, St. Mary Parish, La.

By: Rita B McLaren
Deputy Clerk

CC-222

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
P.O. Box 94245
Baton Rouge, Louisiana 70804-9245

M. J. "MIKE" FOSTER, JR.
GOVERNOR

FRANK M. DENTON
SECRETARY

August 27, 1997

ENTRY NO. 258715 RECORDED IN CONVEYANCE BOOK 40-0 AT FOLIO 199

AUG 28 1997

Mr. Terry M Dover
V. P. Operations
Omega Waste Management Inc.
1900 Hwy 90 West
Patterson, Louisiana
70592-5100

Dear Mr. Dover:

We do hereby acknowledge that Omega Waste Management, Inc. is applying to the Louisiana Department of Environmental Quality-Division of solid waste for an operating permit to operate a Type IA/Type IIA solid waste facility. We have been informed by the owner/operator of Omega Waste Management, Inc. of the procedures that will occur at the facility. We have also been informed of the two-hundred foot (200') buffer zone requirement. We have no objections to an exemption to the two-hundred foot (200') buffer zone for Omega Waste Management, Inc. to operate with a five foot (5') buffer zone adjacent to the Hwy 90 west right of way located on the south end of the proposed facility.

Should you require additional information please advise.

Yours truly,

John Collins, P.E.
Headquarters Utility & Permit Engineer

JC/fjc

Resia M. Hulbert Batiste
Notary Public

CLERK'S OFFICE, FRANKLIN, LA.
Received and filed for recordation
at 10:30A M.
AUG 28 1997
Dy. Clerk of Court

EXHIBIT A

March 27, 1997

Omega Waste Management, Inc.
1800 River Road
Berwick, LA 70342

Attention: Mr. Terry Dover

We, Damos J. Clements and Mary Lou Clements, owners of the following described property to wit:

> That certain tract or parcel of land, lying and being situated in Ward Five (5) of the Parish of St. Mary, State of Louisiana, being portions of Lots Nos. Two (2) and Three (3) of Block "Q" of the Todd Subdivision, and being more particularly described as Lot 'ABCDA" on plan of land dated October 31, 1975, annexed hereto and made a part hereof, and according to which plan the said Lot "ABCDA" has a frontage of One Hundred Fifty-eight and 4/10 (158.4') feet on the North side of U.S. Highway 90 by a depth between parallel lines of Five Hundred Fifty (550') feet; together with all buildings and improvements thereon situated, and all rights, ways, privileges, servitudes and appurtenances thereunto belonging or appertaining.

do hereby acknowledge that Omega Waste Management, Inc. is applying to the Louisiana Department of Environmental Quality - Division of Solid Waste for an operating permit to operate a Type IA/Type IIA solid waste facility. We have been informed by the owner/operator of Omega Waste Management, Inc. of the procedures that will occur at the facility. We have also been informed of the two-hundred foot (200') buffer zone requirement. We have no objection to an exemption to the two-hundred foot (200') buffer zone for Omega Waste Management, Inc. to operate with a five foot (5') buffer zone adjacent to the above listed property.

IN WITNESS WHEREOF, the parties hereto have signed these presents, in multiple originals, in the presence of the undersigned competent witnesses on the day and date of the acknowledgment hereof.

Witnesses:
Terry M. Dove
Brenda Bernard

Damos J. Clements
Damos J. Clements
Date 3-27-97

Witnesses:
Terry M. Dove
Brenda Bernard

Mary Lou Clements
Mary Lou Clements
Date 3-27-97

Witnesses:
Terry M. Dove
Brenda Bernard

Omega Waste Management, Inc.
Lorrie D. Brock
Lorrie D. Brock
Date 3-27-97

STATE OF LOUISIANA
PARISH OF ST. MARY

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the aforesaid State and Parish, personally came and appeared Brenda Bernard _____, who being duly sworn, deposed and said that (s)he was one of the subscribing witnesses to the foregoing instrument; that the same was signed by OMEGA WASTE MANAGEMENT, INC., *through its President*, LORRIE D. BROCK, DAMOS J. CLEMENTS, MARY LOU CLEMENTS, well known to the said Appearer to be the identical persons so executing the same as their own free will, act and deed, for the uses, purposes and considerations therein expressed, in the presence of the undersigned appearer and in the presence of Terry M. Dover the other subscribing witness.

Brenda Bernard

SWORN TO AND SUBSCRIBED before me this 21th day of March _____, 1997.

Carolyn B. Robichaux
NOTARY PUBLIC

EXHIBIT B

March 27, 1997

Omega Waste Management, Inc.
1800 River Road
Berwick, LA 70342

Attention: Mr. Terry Dover

We, Charles C. Culotta, Jr., Patricia Rivet Culotta Armato, Damos J. Clements, and Mary Lou Clements, owners of the following described property to wit:

> That certain tract or parcel of land, lying and being situated on the North side of U.S. Highway 90 having a front of one hundred fifty eight point four (158.4') feet on the North side of the said Highway by a depth between parallel lines of Five Hundred Fifty (550') Feet to a borrow pit. Said lot being more particulary described as all of lot number one (1) block R on the attached plat, *together with the Eastern most forty point four (40.4') Feet of lot number five (5) block Q and the* western most eighteen (18') feet of lot number two (2) of block R of the property acquired by Robert M. Shivers from Spence G. Todd, Sr., by act of sale recorded COB 14-C Entry Number 128, 321 on the 10th day of February 1966 and recorded in the records of St. Mary Parish.

do hereby acknowledge that Omega Waste Management, Inc. is applying to the Louisiana Department of Environmental Quality - Division of Solid Waste for an operating permit to operate a Type IA/Type IIA solid waste facility. We have been informed by the owner/operator of Omega Waste Management, Inc. of the procedures that will occur at the facility. We have also been informed of the two-hundred foot (200') buffer zone requirement. We have no objection to an exemption to the two-hundred foot (200') buffer zone for Omega Waste Management, Inc. to operate with a five foot (5') buffer zone adjacent to the above listed property.

IN WITNESS WHEREOF, the parties hereto have signed these presents, in multiple originals, in the presence of the undersigned competent witnesses on the day and date of the acknowledgment hereof.

Witnesses:
Terry M. Dover
Brenda Bernard

Charles C. Culotta, Jr.
Date 3-27-97

Witnesses:
Terry M. Dover
Brenda Bernard

Patricia Rivet Culotta Armato
Patricia Rivet Culotta Armato
Date 3-27-97

Witnesses:
Terry M. Dover
Brenda Bernard

Damos J. Clements
Damos Clements
Date 3-27-97

Witnesses:
Terry M. Dover
Brenda Bernard

Mary Lou Clements
Mary Lou Clements
Date 3-27-97

Witnesses:

Omega Waste Management, Inc.

Lorrie D. Brock/President

Date 3-27-97

STATE OF LOUISIANA
PARISH OF ST. MARY

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for the aforesaid State and Parish, personally came and appeared Brenda Bernard, who being duly sworn, deposed and said that (s)he was one of the subscribing witnesses to the foregoing instrument; that the same was signed by OMEGA WASTE MANAGEMENT, INC., through its President, LORRIE D. BROCK, D.J. CLEMENTS, MARY LOU CLEMENTS, PATRICIA RIVET CULOTTA ARMATO, and CHARLES C. CULOTTA, JR., well known to the said Appearer to be the identical persons so executing the same as their own free will, act and deed, for the uses, purposes and considerations therein expressed, in the presence of the undersigned appearer and in the presence of Terry M. Dover the other subscribing witness.

SWORN TO AND SUBSCRIBED before me this 27th day of March, 1997.

NOTARY PUBLIC

RECORDATION RECEIPT

STATE OF LOUISIANA
PARISH OF ST. MARY

THIS CERTIFIES THAT THERE HAS BEEN RECEIVED FOR RECORDATION AN ACT OF

AGREEMENT

FROM OMEGA WASTE MANAGEMENT, INC.

TO D.J.CLEMENTS, ETAL

PASSED BEFORE CAROLYN B.ROBICHEAUX, NOTARY PUBLIC.

REGISTERED IN

CONVEYANCE BOOK 39-Z ENTRY NO. 256,366

MORTGAGE BOOK ------- ENTRY NO. ------

CHATTEL MORTGAGE -------- ENTRY NO. -------, OF THE RECORDS OF

THE PARISH OF ST. MARY, STATE OF LOUISIANA OF DATE MARCH 31, 1997.

CLIFF DRESSEL
Clerk, Ex-Officio Recorder, St. Mary Parish, La.

By: Deputy Clerk

CX-222

LDEQ-EDMS Document 36277308, Page 147 of 254

OMEGA
1900 Hwy 90 West, Patterson, Louisiana 70392-5506
Telephone: (504) 399-5100

August 21, 1997

Mr. John Collins
Louisiana DOTD
P.O. Box 94245
Baton Rouge, Louisiana 70804-9245

Dear Mr. Collins,

The following is the wording necessary to satisfy the DEQ requirements for the buffer zone variance.

We do hereby acknowledge that Omega Waste Management, Inc. is applying to the Louisiana Department of Environmental Quality- Division of solid waste for an operating permit to operate a Type IA/Type IIA solid waste facility. We have been informed by the owner/operator of Omega Waste Management, Inc. of the procedures that will occur at the facility. We have also been informed of the two-hundred foot (200') buffer zone requirement. We have no objections to an exemption to the two-hundred foot (200') buffer zone for Omega Waste Management, Inc. to operate with a five foot (5') buffer zone adjacent to the Hwy 90 west right of way locatedn on the south end of the proposed facility.

This letter should be on DOTD letter head and addressed to Omega Waste Management. Inc. 1900 Hwy 90 west , Patterson, Louisiana 70392. If you have any questions or require more information please dso not hesitate to contact me at anytime (504) 399-5100 or fax (504) 399-7963.

Thank You,
Omega Waste Management, Inc.

Terry M. Dover
V.P. Operations

CC.
Mr. Butch Gautreaux

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
P.O. Box 94245
Baton Rouge, Louisiana 70804-9245

M.J. "MIKE" FOSTER, JR.
GOVERNOR

FRANK M. DENTON
SECRETARY

August 12, 1997

Mr. Earl J. Eues, Jr.
KEE Environmental Services
104 Midland Drive
Houma, Louisiana 70360

Re: Proposed Solid Waste Processing Facility
Omega Waste Management, Inc.
1900 Highway 90 West
Patterson, Louisiana 70392

Dear Mr. Eues:

In response to your letter to Mr. Peter Allain dated June 16, 1997, the Department of Transportation and Development has no objection to the usage of property outside the state highway right-of-way.

If there are any further questions, please contact me at (504)379-1549.

Yours very truly,

JOHN COLLINS, P.E.
HEADQUARTERS UTILITY & PERMIT ENGINEER

By: S. Yvette McKnight
S. YVETTE McKNIGHT
PERMIT ENGINEER-IN-TRAINING

AN EQUAL OPPORTUNITY EMPLOYER
A DRUG FREE WORKPLACE

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
P.O. Box 94245
Baton Rouge, Louisiana 70804-9245

M. J. "MIKE" FOSTER, JR.
GOVERNOR

FRANK M. DENTON
SECRETARY

August 27, 1997

Mr. Terry M Dover
V. P. Operations
Omega Waste Management Inc.
1900 Hwy 90 West
Patterson, Louisiana
70592-5100

Dear Mr. Dover:

We do hereby acknowledge that Omega Waste Management, Inc. is applying to the Louisiana Department of Environmental Quality-Division of solid waste for an operating permit to operate a Type 1A/Type IIA solid waste facility. We have been informed by the owner/operator of Omega Waste Management, Inc. of the procedures that will occur at the facility. We have also been informed of the two-hundred foot (200') buffer zone requirement. We have no objections to an exemption to the two-hundred foot (200') buffer zone for Omega Waste Management, Inc. to operate with a five foot (5') buffer zone adjacent to the Hwy 90 west right of way located on the south end of the proposed facility.

Should you require additional information please advise.

Yours truly,

John Collins, P.E.
Headquarters Utility & Permit Engineer

JC/fjc

Lesia M. Hulbert Batiste
Notary Public