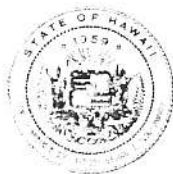


JUN 10 2010



CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH
P O BOX 3378
HONOLULU HAWAII 96801-3378

In reply, please refer to
EMD SHWB

June 8, 2010

H0602PK

Mr. Charles Donaldson
Director of Operations
Donaldson Enterprises, Inc.
2969 Mapunapuna Place, Suite #111
Honolulu, Hawaii 96819

Dear Mr. Donaldson:

SUBJECT: Hazardous Waste Emergency Disposal Permit for Treatment of
Approximately 5,000 Pounds of Waste Fireworks at the Koko Head
Range

This letter transmits the State Hazardous Waste Emergency Permit authorizing Donaldson Enterprises, Inc. (DEI) to treat confiscated fireworks obtained by the U.S. Immigration and Customs Enforcement (ICE).

We received your letter on May 3, 2010 and also subsequent clarification on the roles of the permittee and that of Honolulu Police Department and ICE. Your application for an EPA ID number, which is required for this permit, was received on June 4, 2010.

This approval allows DEI to conduct specific hazardous waste management activities at a designated site at Koko Head Range and proper storage of the waste fireworks. This permit is issued pursuant to provisions of the Hawaii Administrative Rules Chapter 11-270-61 and the U.S. Environmental Protection Agency regulations set forth in the 40 Code of Federal Regulations 270.61. Notice of this permit will be published in the daily city newspaper. The permit and public notice are enclosed in this letter. DEI should publish this public notice within two (2) weeks of receiving this letter and prior to the treatment of the fireworks. However, if imminent danger of human health or the environment is caused by any waste fireworks before the publication of the public notice and prior to the planned burn, then treatment of the waste fireworks may commence under the terms of the permit.

The activities authorized to DEI are limited to those described in the permit. This permit authorizes hazardous waste disposal activities for a period of ninety (90) calendar days

Mr. Charles Donaldson
June 8, 2010
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from the issuance of the permit. Upon conclusion of the activities approved by this permit, DEI is required to provide a written report to this office.

Should you have any questions regarding this matter, please contact Mr. Paul Kalaiwaa of the Solid and Hazardous Waste Branch at (808) 586-4226.

Sincerely,



LAURENCE K. LAU
Deputy Director for Environmental Health

Enclosures: Emergency Hazardous Waste Permit and Public Notice

c: Ms. Cheryl Nelson, WST-4, U.S. Environmental Protection Agency, Region IX

EMERGENCY HAZARDOUS WASTE PERMIT

Emergency Hazardous Waste Permit – Donaldson Enterprises, Inc.
(For the U.S. Immigration and Customs Enforcement)
2969 Mapunapuna Place, Suite #111
Honolulu, Hawaii 96819
EPA ID# HIP-000139659
June 8, 2010

ISSUED TO:

Donaldson Enterprises, Inc.
2969 Mapunapuna Place, Suite #111
Honolulu, Hawaii 96819
EPA ID# HIP-000139659

EXPIRATION DATE:

Ninety (90) days from the signature date of the permit.

PURPOSE:

To mitigate threat to human health and the environment of approximately 5,000 pounds of confiscated illegal fireworks of class "C" type fireworks. These fireworks include firecrackers, poppers, sparklers, and aerials.

LOCATION:

The fireworks will be treated at the Koko Head Shooting Range, 8102 Kalaniana'ole Highway, Honolulu, Hawaii 96825. The range is relatively isolated from the general population.

ACTIONS AUTHORIZED:

Thermal treatment by empty 55-gallon or like containers and/or by a mobile incinerator unit for the following:

Confiscated illegal firecrackers, poppers, sparklers, and aerials.

There will be multiple burns of approximately 25 pounds per burn. Discretion should be used to minimize smoke that may impede automobile drivers on the nearby roadway. Also, proper precautions should be in place to prevent the nearby brush or foliage to be set on fire. The Honolulu Fire Department shall be contacted of this activity and may provide oversight at their discretion.

Emergency Hazardous Waste Permit – Donaldson Enterprises, Inc.
(For the U.S. Immigration and Customs Enforcement)
2969 Mapunapuna Place, Suite #111
Honolulu, Hawaii 96819
EPA ID# HIP-000139659
June 8, 2010
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WASTES:

The above waste fireworks are solid wastes that exhibit the characteristic of reactivity, which has a D003 EPA hazardous waste number.

GENERAL CONDITIONS:

The following general requirements must be met:

- | | | |
|-----|------------------------------|--|
| 1. | HAR §11-270-2 | Definitions |
| 2. | HAR §11-270-4 | Effect of a Permit |
| 3. | HAR §11-270-30 | Conditions Applicable to All Permits |
| 4. | HAR §11-270-4 | Imminent Hazardous Action |
| 5. | HAR §11-262-12(c) | Required Notices |
| 6. | HAR §11-264-13(a)(1) and (2) | General Waste Analysis |
| 7. | HAR §11-264-14 | Security |
| 8. | HAR §11-264-15(a) and (c) | General Inspection Requirements |
| 9. | HAR §11-264-17 | General Requirements for Ignitable, Reactive, and Incompatible Waste |
| 10. | HAR §11-264-34 | Access to Communication Alarm System |
| 11. | HAR §11-264-55 | Emergency Coordinator |
| 12. | HAR §11-264-56 | Emergency Procedures |
| 13. | HAR §11-264-77 | Additional Reports |
| 14. | HAR §11-264-601 | Environmental Performance Standards (Miscellaneous Units) |

SPECIAL CONDITIONS:

1. The permit allows the Donaldson Enterprises, Inc. (DEI) to treat the waste fireworks at the Koko Head Range with the range's permission.
2. DEI explosive specialist or similarly trained specialist must oversee the treatment of the aforementioned fireworks. The specialist shall oversee the specific amount by weight of the fireworks to be burned per burn event. When appropriate, fuel should be used to ignite the fireworks. Caution must be used to minimize smoke conditions that may interfere with moving vehicles on nearby roadways and/or accidental wild fires.

Emergency Hazardous Waste Permit – Donaldson Enterprises, Inc.

(For the U.S. Immigration and Customs Enforcement)

2969 Mapunapuna Place, Suite #111

Honolulu, Hawaii 96819

EPA ID# HIP-000139659

June 8, 2010

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3. In addition to the State of Hawaii, Department of Health (DOH) regulations listed above, all applicable federal regulations and city and county laws shall be complied with. In particular, please contact the Clean Air Branch for any applicable regulations.
4. After the above event, the burn site shall be inspected, all fires extinguished in the container, and residual debris removed for proper disposal.
5. For this first time burn event by DEI for the U.S. Immigration and Customs Enforcement, the waste ash is to be sampled for characteristic hazardous waste constituents. Please consult with Mr. Paul Kalaiwaa of the DOH for the sampling plan. The results are to be submitted with the closure report as indicated below in #6.
6. Upon conclusion of the activities approved by this permit, DEI shall provide a closure report to:

Mr. Steven Chang, P.E., Chief
Solid and Hazardous Waste Branch
Department of Health
919 Ala Moana Boulevard, Room 212
Honolulu, Hawaii 96814

and

Ms. Cheryl Nelson, WST-4
RCRA Facilities Management Office
U.S. Environmental Protection Agency, Region IX
75 Hawthorne Street
San Francisco, California 94105

7. All correspondence requesting authorization of this emergency permit is considered a part of the permit.



LAURENCE K. LAU
Deputy Director for Environmental Health



Date

PUBLIC NOTICE

Emergency Permit for Destruction
of Waste Fireworks by Burning to
Donaldson Enterprises Inc. for
U.S. Immigration and Customs Enforcement
at Koko Head Shooting Range

(Approximately 5,000 pounds Waste Fireworks)

The State of Hawaii, Department of Health, Solid and Hazardous Waste Branch, 919 Ala Moana Boulevard, Room 212, Honolulu, Hawaii, 96814, has issued a State Hazardous Waste Emergency Permit (EPA ID# HIP-000139659) in conformance with the Resource Conservation and Recovery Act to Donaldson Enterprises, Inc. (DEI) on June 8, 2010.

This permit was issued under the authority of the Hawaii Administrative Rules, Chapter 11-270-61 and the 40 Code of Federal Regulations 270.61. The rules allow issuance of temporary emergency permits for non-permitted activities in the event the Director of Health finds imminent and substantial endangerment to human health and the environment.

This permit allows DEI to mitigate a threat to human health and the environment caused by waste fireworks. The waste fireworks are currently stored under the custody of the U.S. Immigration and Customs Enforcement (ICE). The waste fireworks need to be disposed of due to limited shelf life and are deemed unsafe for long-term storage.

The permit allows DEI to treat the waste fireworks confiscated by the ICE. The waste fireworks will be transported locally and burned at a designated site at Koko Head Shooting Range. This permit allows burning of waste fireworks and fuel during the life of the permit. Safety precautions will be in place to prevent and minimize harm to the public and surrounding area and personnel involved.

The permit is effective June 8, 2010, and will remain in effect for ninety (90) calendar days from the effective date of the permit. Inquiries regarding this permit should be directed to Mr. Paul Kalaiwaa, State of Hawaii, Department of Health, Solid and Hazardous Waste Branch, 919 Ala Moana Boulevard, Room 212, Honolulu, Hawaii, 96814, at (808) 586-4226.