

METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO

User Charge Annual Certified Statement

USER CHARGE &
TECHNICAL SERVICES

RD-925

For the 2019 Reporting Year

Reporting Facility Information

1. Name Clean Harbors Recycling Services of Chicago, LLC
 Address 1445 W 42nd Street
 City, State, Zip Code Chicago, IL 60609
 Telephone 773-247-2828

2020 FEB -6 PM Accounting

26549

MET WATER REC DIST
Significant-Industrial User (SIU):

☒ Yes ☐ No

If Yes, enter the number of Outlets in your Discharge Authorization (DA): 3

User Charge Classification:

☒ Large Commercial-Industrial User (LCIU) ☐ Tax-Exempt User (TXE)

2. Nature of Business: Solvent Recovery
3. a. No. of Employees: 31 b. No. of Workdays: 362 c. Operating on Weekends? ☒ Yes ☐ No
4. a. Number of Final Outlets (User Charge): 4 b. Number of Incoming Water Meters: 4
 c. Does this facility have an APPROVED Flow Methodology? ☐ Yes ☒ No
5. Dates of User Charge Sampling: See attached FW sheets

Annual Quantities

		Total
6. Volume (gallons):		54,228,247 gal
7. 5-Day Biochemical Oxygen Demand (BOD):	mg/L	52,698 lbs
8. Suspended Solids (SS):	mg/L	7,156 lbs

User Charge Computation

9. Total Annual Volume Charge:	Multiply Line 6 by \$0.00026904	\$ 14,589.57
10. Total Annual 5-Day BOD Charge:	Multiply Line 7 by \$0.21664	\$ 11,416.49
11. Total Annual SS Charge:	Multiply Line 8 by \$0.13038	\$ 933.00
12. Total Wastewater Loading Charge:	Sum Lines 9, 10, and 11	\$ 26,939.06
13. Administrative Cost Recovery (ACR) Charges:	Line 7 from the MPR Charge Worksheet	\$ 13,200.00
14. Total Gross User Charge:	Sum of Lines 12 and 13	\$ 40,139.06
15. Total Second Installment Property Taxes Paid to Metro Water Reclamation District:		\$ 7,716.07
16. Total Ad Valorem Tax Credit:	Multiply Line 15 by 0.328	\$ 2,530.87
17. Total Net User Charge:	Subtract Line 16 from Line 14	\$ 37,608.19
18. Total Payments Made (Year to Date):	Total of RD-913 Invoice Payments made for Reporting Year 2019	\$ 41,026.71
19. Total User Charge Remaining Due:	Subtract Line 18 from Line 17	\$ -3,418.52

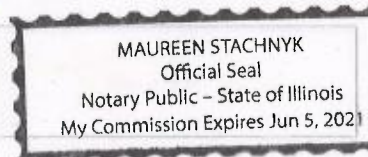
You may be owed a refund, please contact the MWRD's Finance Department at Phone # 312-751-6538.

Prepared By: Maddie Kern
 Company/Title: EMT, Inc. / Project Manager
 E-mail Address: mkern@emt.com Telephone No.: 847-967-6666

Certification: The undersigned, being first duly sworn on oath, deposes and says that he/she has examined this statement and its supporting documentation and to the best of his/her knowledge and belief, same are true, correct, and complete.

Signature of Officer/Owner: *Alfred Agahpour*
 PRINT Name & Title: ALFRED AGHAPOUR, General Manager
 E-mail Address: Agahpour@CleanHarbors.com Telephone No.: 773-247-2828

Witnessed By: *Maureen Stachnyk*
 On: 01/30/20 (mm/dd/yy)



2019 User Charge Rates	
Volume:	\$269.04 per million gallons
5-Day BOD:	\$216.64 per thousand pounds
Suspended Solids:	\$130.38 per thousand pounds
OM&R Factor:	0.328

For District Use Only

Year: 2019
 Post Date: 1/30/2020
KAS

**The completed RD-925 Form must be postmarked by February 20, 2020 and mailed to:
 Metropolitan Water Reclamation District of Greater Chicago, P.O. Box 10687, Chicago, IL 60610-0687**

Degutes, Mathew

From: MWRD-UCTS
Sent: Tuesday, February 11, 2020 2:03 PM
To: aghapour.alfred@cleanharbors.com; laubstedj@cleanharbors.com
Subject: Notification of Revision for the 2019 RD-925 – Clean Harbors Recycling Services of Chicago, LLC, User No. 26549

Dear Mr. Aghapour:

The Metropolitan Water Reclamation District of Greater Chicago (District) has reviewed your 2019 User Charge Annual Certified Statement (RD-925). As a result of this review, the District has revised the Net User Charge (NUC) as follows:

2019 NUC as reported by the User	\$ 37,608.19
2019 NUC as revised by the District	\$ 49,404.67

The reasons for this revision are as follows:

1. Your annual volume was recomputed and prorated to 365 days based on meter readings submitted for 2019. An incorrect unit, cubic feet, was used for meter I3.
2. All valid 2019 District and User biochemical oxygen demand and suspended solids sampling data were merged on a flow-weighted average basis and applied to your revised annual discharge flow volume. No isolation requests were granted.
3. Your Total Wastewater Loading Charge was increased as a result of the revised loadings in Item 1 & 2 above.

If you have any questions regarding how the NUC was calculated, please contact Mr. Mathew DeGutes, Environmental Specialist, at (312) 751-3005, or you may direct an email response to mwr-d-ucts@mwr-d.org.

If you have any questions regarding overpayments or balances due on your account, please contact Mr. Mete Hachim, Supervising Accountant of the District's Finance Department, at 312-751-6516, or you may direct your email response to usercharge@mwr-d.org. Please note that in accordance with Section 7d of the User Charge Ordinance, interest on unpaid User Charges shall accrue from the February 20, 2020, due date.

Gregory Yarnik
Supervising Environmental Specialist
Industrial Waste Division
Metropolitan Water Reclamation District of Greater Chicago
(312) 751-3044

GY:MJD:mdm
U26549/#0124
UC41-E

This email notification replaces the District's correspondence by US mail and has been prepared to reduce paper and to address the subject in a prompt manner. Please keep a copy for your files.



Clean Harbors Recycling Services of Chicago, LLC
1445 W. 42nd Street
Chicago, IL 60609
773.247.2828
www.cleanharbors.com

Submitted electronically and by USPS

May 5, 2020

Mr. Edward M. Podczerwinski, P.E.
Director of Monitoring & Research
Metropolitan Water Reclamation District of Greater Chicago
100 E. Erie Street
Chicago, IL 60611

Dear Mr. Podczerwinski:

Clean Harbors Recycling Services of Chicago, LLC (Clean Harbors) received a Notification of Revision for the 2019 RD-925 User Charge Annual Certified Statement from the Metropolitan Water Reclamation District (District) dated February 11, 2020. I contacted Mr. Mathew DeGutes concerning the notification. The Net User Charge was revised upward due to:

- 1) An incorrect unit of measure for meter readings increasing the annual volume; and
- 2) An isolation request not being granted.

Clean Harbors does not contest the incorrect unit of measure that resulted in increased annual volume. Clean Harbors is contesting that its isolation request was not granted. The isolation request was only for Station 1A.

In accordance with User Charge Ordinance Section 9(a)(1)(a), Clean Harbors is requesting an appeal to the Director. Clean Harbors would like to resolve any differences concerning 2019 user charges at an appeal meeting. Clean Harbors is open to meeting using a webinar or other electronic means acceptable to the District. Clean Harbors has already submitted all sampling data taken by or for Clean Harbors for calendar year 2019.

If you have any questions concerning this request, please contact me at 630-854-2549.

Sincerely

A handwritten signature in blue ink, appearing to read "J. R. Laubsted".

James R. Laubsted
Sr. Environmental Compliance Manager

"People and Technology Creating a Safer, Cleaner Environment"

Metropolitan Water Reclamation District of Greater Chicago

Industrial Waste Division
111 East Erie Street Chicago, Illinois 60611-2893

p: 312.751.3000 p: 312.751.3044
e-mail: mwr-d-ucts@mwr-d.org

Edward W. Podczerwinski, P.E.
Director of Monitoring and Research

June 5, 2020

Mr. James R. Laubsted
Senior Environmental Compliance Manager
Clean Harbors Recycling Services of Chicago, LLC
1445 West 42nd Street
Chicago, Illinois 60609

Dear Mr. Laubsted:

Subject: Appeal No. 20D-002 – Revision of the 2019 Net User Charge in the Amount of \$49,404.67 for the Facility Located at 1445 West 42nd Street, Chicago, Illinois

The Metropolitan Water Reclamation District of Greater Chicago (District) acknowledges receipt of your letter dated May 5, 2020, regarding the subject User Charge appeal request.

On December 20, 2012, the Board of Commissioners (Board) of the District adopted revisions to the User Charge Ordinance (Ordinance). These revisions include clarification of the definitions for ‘User,’ ‘Authorized Representative,’ and ‘Agent’ used throughout the Ordinance.

In accordance with Section 9.a.(2) of the User Charge Ordinance (Ordinance), the Director of Monitoring and Research (Director) or his designee will respond to a User’s request for an appeal and schedule a meeting, after which a final determination will be made concerning the appeal. Therefore, in response to your request, an appeal meeting has been scheduled. An Authorized Representative of your company, as defined in Section 2 of the Ordinance, is required to participate in a video conference via the Microsoft Teams digital platform on June 24, 2020, at 10:00 a.m. An invitation link has been sent to your email at laubstedj@cleanharbors.com for access to the meeting. Other persons familiar with the operations of the facility and the technical matters appealed can be sent the invitation link upon request. Please note that Director-level Appeal meetings are technical in nature and not formal hearings. Therefore, recordings and transcripts are not allowed during the appeal meeting.

If you are unable to attend the above-scheduled appeal meeting, please notify us of your inability to attend at least two business days prior to the meeting date. Only one rescheduling of the original meeting date is allowed. The rescheduled meeting must occur no later than 30 calendar days after June 24, 2020. After 30 days have elapsed, the appeal will be considered closed and the determination will be rendered in accordance with Section 9.a.(2)(g) of the Ordinance.

Subject: Appeal No. 20D-002 – Revision of the 2019 Net User Charge in the Amount of \$49,404.67 for the Facility Located at 1445 West 42nd Street, Chicago, Illinois

If you are unable to attend the above-scheduled appeal meeting, please notify us of your inability to attend at least two business days prior to the meeting date. Only one rescheduling of the original meeting date is allowed. The rescheduled meeting must occur no later than 30 calendar days after June 24, 2020. After 30 days have elapsed, the appeal will be considered closed and the determination will be rendered in accordance with Section 9.a.(2)(g) of the Ordinance.

Failure to attend this appeal meeting, or to notify us of your inability to attend, may result in cancellation of this appeal. A second appeal meeting may be granted at the discretion of the Director, and, if granted, must occur no later than 30 days after June 24, 2020 in addition to other requirements of Section 9.a.(2)(e) of the Ordinance.

Pursuant to Section 9.a.(2) of the Ordinance, you must submit the following:

1. All data pertinent to the appeal which must include all sampling data taken by or for the User during the year or years under appeal and all data during any prior or subsequent year, on which the User wishes to base the appeal so that the necessary review and evaluation can be completed prior to the meeting. This data must be submitted to the Director at least 14 calendar days prior to the scheduled appeal meeting.
2. A written, unqualified certification on forms supplied by the District that all relevant technical information, flow data or User Charge sampling data for all samples taken for the year(s) under appeal have been provided. Failure to do so shall result in rejection of the appeal by the Director. Enclosed with this letter is a blank Certification of Completeness of User Charge Data form for your use. You are required to return this form, completed and signed, prior to or at the meeting.

The Ordinance is available on the District's website at www.mwrd.org>Documents>Rules and Ordinances. If you have any questions regarding this matter and to request additional invitations, please contact Mr. Mathew DeGutes, Environmental Specialist, at 312-751-3005 or mathew.degutes@mwrd.org. For a faster response, please contact us via e-mail during the COVID-19 restoration period in Illinois. A hard copy of this letter will be mailed to you once routine administrative procedures resume at the District.

Very truly yours,

/s/ Gregory Yarnik

Gregory Yarnik
Supervising Environmental Specialist
Industrial Waste Division

GY:MJD:dt
Enclosure
U26549/#0395

Metropolitan Water Reclamation District of Greater Chicago

Industrial Waste Division
111 East Erie Street Chicago, Illinois 60611-2893

p: 312.751.3000 p:312.751.3044
e-mail: mwr-d-ucts@mwr-d.org

Edward W. Podczerwinski, P.E.
Director of Monitoring and Research

July 29, 2020

Mr. James Laubsted
Senior Facility Compliance Manager
Clean Harbors Recycling Services of Chicago, LLC
1445 West 42nd Street
Chicago, Illinois 60609

Dear Mr. Laubsted:

Subject: Appeal No. 20D-002 – Revision of the 2019 Net User Charge in the
Amount of \$49,404.67 for the Facility Located at 1445 West 42nd Street
Chicago, Illinois

The Metropolitan Water Reclamation District of Greater Chicago (District) makes reference to the meeting of June 24, 2020, regarding the subject appeal. At the meeting, you represented Clean Harbors Recycling Services of Chicago, LLC (Clean Harbors). Representing the District were Mr. Mathew DeGutes, Mr. Phillip Keeku, Mr. Gregory Yarnik, and Ms. Jennifer Wasik, of my staff.

Clean Harbor filed its 2019 User Charge Annual Certified Statement (RD-925) on January 30, 2020, and reported a Net User Charge (NUC) of \$37,608.19 based on the approved wastewater flow methodology and the District's and Clean Harbor's merged biochemical oxygen demand (BOD) and suspended solids (SS) data, from which Clean Harbors isolated 10 days of sampling data at Outlet No. 1A. The District did not allow the isolation of representative sampling data and recalculated Clean Harbor's 2019 NUC to be \$49,404.67 using all merged Clean Harbors and District BOD and SS data.

In accordance with Section 9.a.(1)(a) of the User Charge Ordinance (Ordinance), Clean Harbors appealed the revised NUC in its letter dated May 5, 2020. In the letter and during the appeal meeting, Clean Harbors contended that the isolated data were not representative. Vacuum Tank Logs were supplied for comparison between dates with isolation requests and other sampling dates.

The District has reviewed the submitted Vacuum Tank Logs and could find no technical justification for the isolation of the data. Without compelling evidence and/or reasoning for the isolation of data, the request cannot be granted. This closes the subject appeal.

Subject: Appeal No. 20D-002 – Revision of the 2019 Net User Charge in the
Amount of \$49,404.67 for the Facility Located at 1445 West 42nd Street
Chicago, Illinois

In accordance with Section 9.b. of the Ordinance, if the User does not concur with the determination of this office, it may petition the District's Board of Commissioners (Board) for a hearing. Any such request for a hearing by the Board shall be made within 30 days after receipt of this letter.

If you have any questions regarding this matter, please contact Mr. DeGutes, Environmental Specialist, at (312) 751-3005 or mathew.degutes@mwrdd.org. For a faster response, please contact us via e-mail during the COVID-19 restoration period in Illinois. A hard copy of this letter will be mailed to you once routine administrative procedures resume at the District.

Very truly yours,



Edward W. Podczerwinski, P.E.
Director
Monitoring and Research Department

EWP:MJD:dt
U26549/#0504



Clean Harbors Recycling Services of Chicago, LLC
1445 W. 42nd Street
Chicago, IL 60609
773.247.2828
www.cleanharbors.com

Submitted Electronically and by USPS

August 4, 2020

President of the Board of Commissioners
100 East Erie Street
Chicago, IL 60611

Dear President:

Clean Harbors Recycling Services of Chicago, LLC (Clean Harbors) received a Notification of Revision for the 2019 RD-925 User Charge Annual Certified Statement from the Metropolitan Water Reclamation District of Greater Chicago (District) dated February 11, 2020. Clean Harbors appealed the revision to the Director of Monitoring and Research as the revision had denied an isolation of data request. On July 29, 2020, the Director denied the appeal.

In accordance with User Charge Ordinance Section 9(b)(1), Clean Harbors is requesting an Appeal to the Board of Commissioners. Clean Harbors is contesting that its isolation of data request was not granted for Station 1A. The District calculated the 2019 Net User Charge (NUC) calculated by the District was \$49,404.67. Clean Harbors has already paid \$41,026.71 or 83% of the 2019 NUC calculated by the District.

Clean Harbors is open to meeting using a webinar or other electronic meeting acceptable to the District. Clean Harbors has already submitted all sampling data taken by or for Clean Harbors for calendar year 2019.

If you have any questions concerning this request, please contact me at 630-854-2549.

Sincerely,

A handwritten signature in black ink, appearing to read "J. R. Laubsted". The signature is fluid and cursive.

James R. Laubsted
Sr. Environmental Compliance Mgr.

Cc: Edward W. Podczcrwinski, P.E.