



Florida Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando FL 32803-3767

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

February 9, 2010

SENT VIA ELECTRONIC MAIL:

bart419@msn.com

Bart Phillips, President
419 Metal & Auto Recycling Center Inc
600 Old Sanford Oviedo Road
Winter Springs, Florida 32708

OCD-HW-E-10-032

Seminole County – HW
419 Metal & Auto Recycling Center Inc – FLR000026625
Department Comments to Facility's Letter Received November 8, 2009

Dear Mr. Phillips:

The Department's Stormwater Section located in Tallahassee has received responses from you regarding the NPDES Stormwater deficiencies noted in the Non-Compliance Letter Number NSW-FLR05G002-HW dated October 30, 2009. Your responses are satisfactory. The Department's Stormwater Section is still waiting for an updated Stormwater Pollution Prevention Plan.

The Department has reviewed your comments regarding the Proposed Short Form Consent Order dated October 2, 2009. The Department maintains that 419 Metal & Auto Recycling Center Inc violated the rules outlined in the Proposed Short Form Consent Order. In order to resolve this case the Department is willing to allow the facility to propose an alternative penalty amount that it believes is more appropriate. The Department will review your proposal and either accept it or respond accordingly. Please submit your response within 15 days from the date you receive this letter.

If you have questions concerning this matter, please e-mail Michael Eckoff at michael.eckoff@dep.state.fl.us or call him at (407) 893-3323.

Sincerely,

F. Thomas Lubozynski, P.E.
Waste Program Administrator

me