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Official Business





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DEPT OF ENV PROTECTION WEST PALM BEACH

Print your name, address and ZIP Code here

STATE OF FLORIDA
Dept. of Environmental Protection
Southeast Florida District
P.O. Box 15425
West Palm Beach, Florida 33416

# (Attach to Document File Copy)

PROJECT: PETROLEUM NGMT INC.
LOCATION: BROWND COUNTY
PERMIT OF CASE NO: 50 06 - 267968
SUBJECT: USEO OIL GP
DATE: 4/18/95
DOCUMENT ORIGINATOR SIGNATURE: LUMIX
APPROVED BY:
APPROVED BY: Vhamath 4/18
APPROVED BY:
FOR SIGNATURE BY DISTRICT MANAGERANCE DISTRICT MANAGERANCE



# Department of FILE COPY Environmental Protection

Lawton Chiles Governor

APR 2 4 1995

Southeast District P.O. Box 15425 West Palm Beach, Florida 33416

Virginia B. Wetherell Secretary

CERTIFIED MAIL RETURN RECEIPT REQUESTED

In the matter of Notification of Use of General Permit by:

Mr. Judd Gilbert Petroleum Management, Inc. 2191 S.W. 115th Terrace Davie, FL 33325

DEP File No. S006-267968 Broward County

# NOTICE OF DENIAL OF USE OF GENERAL PERMIT

This is to notify you that the project noticed for a Used Oil Processing Facility general permit does not qualify for a general permit based on the information submitted with your notice received on March 27, 1995. The requirements for the general permit that you noticed are specified in Rule 62-710.800, Florida Administrative Code (F.A.C.). Your notice does not qualify for the following reasons:

- The applicant has failed to submit the documentation for items 6, 7, 8 and 9 as required on page 1 of 2 and page 2 of 2 of DEP Form # 62-710.900(5), entitled "Used Oil Processing Facility General Permit Notification". Rule 62-710.800, F.A.C., General Permits for Used Oil Recycling Facilities states in part that:
  - (1) An owner or operator of a used oil recycling facility shall operate, modify, or close such a facility only pursuant to a general permit, and shall meet the applicable general permit requirements in Rules 62-4.510 through 62-4.540, F.A.C., and the requirements of this rule.
  - (2) Before operating, modifying, or closing a facility under a general permit, the owners or operators of used oil recycling facilities shall notify the Department on Form 62-710.900(5). An existing facility shall notify the Department within 90 days after the effective date of this rule. The notification for a new facility or a renewal of a general permit shall be submitted 30 days before the operation begins or an existing general permit expires.
  - (3)(a) A used oil recycling facility shall have and submit to the Department as part of its general permit notification a written closure plan to show how the facility will be closed to meet the following requirements: 1. There will be no need for further facility
  - 2. Used oil will not contaminate surface or ground water;
    - 3. All soils will be free of oil, and equipment will be emptied and cleaned or dismantled.
  - (4) The general permit for a used oil recycling facility shall be valid for five years. A general permit may be renewed by submission of the notification required in subsection (2).

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

Printed on recycled paper.

Mr. Judd Gilbert DEP File No. SO06-267968 Page 2 To use the general permit a new Notification of Intent to a Use General Permit for an Oil Processing Facility, DEP Form 62-710.900(5), that resolves these deficiencies must be resubmitted to the Department with a \$100.00 fee.

A person whose substantial interests are affected by this action may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of receipt of this Notice. A petitioner other than the applicant shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request Statutes.

The Petition shall contain the following information;

(a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department File Number and the county in which the project is proposed;

(b) A statement of how and when each petitioner received notice of the Department's action or proposed action;

(c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;

(d) A statement of the material facts disputed by petitioner, if any; modification of the Department's action or proposed action;

(e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; reversal or modification of the Department's action or proposed

A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action. (g)

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this permit. Persons whose substantial interests will be affected by any decision of the Department with regard to the applicant have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and General Counsel at the above address of the Department. Failure to petition has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the F.A.C.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition and conforms to Rule 62-103.070, F.A.C. Upon timely filing a petition or a request for an extension of time this permit will not be effective until further Order of the

When the Order is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate procedure, with the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with

Mr. Judd Gilbert Page 3

DEP File No. S006-267968

the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of the Department.

Executed this 24th day of APRIL, 1995 in West Palm Beach,

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Carlos Rivero-deAguilar Date Director of District Management Southeast District

**VK** CRA/VK/jl

### CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF DENIAL OF USE OF A GENERAL PERMIT and all copies were mailed before the close of business of PR 2 4 1995 to the

FILING AND ACKNOWLEDGMENT: FILED, on this date, pursuant to \$120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby

APR 2 4 1995

clerk APR 2 4 1995

Copies furnished to:

Sermin Unsal, BCDNRP Jeff Braswell, OGC/TLH - day # 6, # 7, # & # 9

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9-3-95 - Called Judd Gilbert Jave

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# Florida Department of 32 Environmental Protection

Southeast District P.O. Box 15425 West Palm Beach, Florida 33416

Virginia B. Wetherell Secretary

PERMIT DATA FORM

PROJECT SOURCE NA	ME PETROLEM MGMT, INC.
Type Code 50	Subcode 15 Check If: GP Exempt
	Correct Fee /01.00 Amount Received /00.00 Amount Refund
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# 5006-267968



# Florida Department of Environmental Protection Twin Towers Office Bidg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400 Effective Date R E C E I V

General Permit Notification

# **Used Oil Processing Facility General Permit Notification**

MAR 2 7 1995

DEPT OF ENV PROTECTION Pursuant to Rule 62-710.800, Florida Administrative Code, the owners or operators of a used oil processing facility shall submit the following information to the Waste Program Administrator of the appropriate District Office of the Department. A fee of \$100.00 shall also be submitted.

Status of the operation: X Existing Proposed	MARGARA
2. Type of notification: X OperationClosureModification	MEREINI
3. Date of beginning operation: NOVEMBER 1982	WO = 400
4. a. Facility name: PETROLEUM MANAGEMENT, INC.	MAR 7 1995
	HAZARDOUS WAST
b. Facility EPA I.D. Number: FLD 980 709 075	וופחיי
c. Facility telephone number: (305) 581-4455	· · · · · · · · · · · · · · · · · · ·
d. Facility location:	
Street address (main entrance): 3650 S.W. 47th Avenue	
City Davie County Broward	Zip Code 33314
Section 25 Township 50 South	
Latitude 26-04-30-N Longitude 80-12-03-W	
e. Name of Facility Owner or Operator: Judd Gilbert	
f. Address of Facility Owner or Operator: 2191 S.W. 115th Terrace	
City Davie State FL Zip C	Code 33325
g. Telephone number of Facility Owner or Operator: ( 305 ) 581- 4455	
5. a. Name of Property Owner (if different than facility owner or operator) Judd G11	bert
b. Address of Property Owner: 2191 SW 115th Terrace	
City Davie State FL Zip C	ode 33325
c. Telephone number of Property Owner: (305) 581-4455	
<ol><li>Attach a description of how the state and federal used oil management requirements 40 CFR Part 279 will be met.</li></ol>	s of Rule 62-710, F.A.C. and
7. Attach a description and general layout of the facility and equipment.	

# PETROLEUM MANAGEMENT, INC.

2191 S.W. 115th Terrace Davie, Florida 33325



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CHORWARDING ORDER EXPIN

ATTEMPTED-NOT KNOWN ☐ UNCLAIMED ☐ REFUSED

of Environmental Regulation S Congress Ave Suite A 33406

☐ NO SUCH STREET

C NO SUCH NUMBER

ATTN:

Palm Bch,

West 1900

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### SOUTHFAST DISTRICT PERMIT PROCESSING WORKSHEET

LOGGING
NAME OF PROJECT PETROLEUM MGMT., INC.
FROJECT LOG NO. SOO6-267968 COUNTY BROWARD
DATE APPLICATION RECEIVED $\frac{3}{27/95}$ 30-DAY (HW 60-DAY) DATE $\frac{4/25/95}{25}$
AMOUNT OF FEE PAID \$100.00 COPIES OF PLANS
COPIES OF APPLICATION COPIES OF SPECIFICATIONS
COPIES TO: CORPS; LOCAL PROGRAM; TALLAHASSEE; DNR; OTHER
PERMIT REVIEW
PERMIT ASSIGNED TO LURIX JOE AMOUNT OF FEE REQ'D \$ 100.
DISCHARGE TO OR LOCATED IN AQUATIC PRESERVE: Yes No N/A V
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WATER MANAGEMENT COMMENTS (DATE) ; N/A /
LOCAL PROGRAM APPROVAL (DATE) ; N/A /
GPSI, APIS, OR PWS UPDATE DRAFTED: Yes ; N/A
PUBLIC NOTICE LETTER ISSUED/PUBLISHED (DATES) ; N/A
APPLICATION COMPLETION DATE $\frac{3-27.95}{}$ > DEFAULT DATE
>> D.A.S. 90+ DAYS INACTIVITY AUTHORIZATION: OKDENY <<
COMMENTS:
PERMIT EXEMPTION, DENIAL DRAFTED Y: Lung DATE: 4-14-95
INTENT: PROGRAM HEAD PROGRAM ADM. V.K. 4/18
FINAL DRAFT REVIEWED BI.
FINAL DRAFT APPROVED BY:DATE:
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FINAL PROCESSING DISTRIBUTION BY: DATE:
PATS UPDATED BY: Base DATE: 4/34/95
GPSI, APIS OR PWS UPDATED BY:DATE:

WORD PROCESSOR: \_