

THE TRIBUNE

P.O. BOX 69

Fort Pierce, St. Lucie County, Florida 34954-0069

RECEIVED

AUG 8 1989

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Dept. of Environmental Reg.
West Palm Beach

Before the undersigned authority personally appeared David T. Rutledge or Kathleen K. LeClair, who on oath says that he/she is publisher, business manager of The Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida; that the attached copy of the advertisement, being a permit..... in the matter of Florida Tire Recycling, Inc.

..... was published in said newspaper in the issues of..... 8/3/89.....

Affiant further says that The Tribune is a newspaper published at Fort Pierce, in said St. Lucie County, Florida, and that the said newspaper has heretofore been continuously published in said St. Lucie County, Florida, each day and has been entered as second class mail matter at the post office in Fort Pierce, in said St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me

This 3rd day of August 1989

Gloria Ligroski

(SEAL) Notary Public

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. DEC.13,1991
BONDED THRU GENERAL INS. UND.

No. 08666
BEFORE THE STATE
OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
REGULATION

JULY 25, 1989

CERTIFIED MAIL
RETURN RECEIPT
REQUESTED

In the Matter of an
Application for Permit by:
Mr. John J. Wilson,
Secretary-Treasurer,
Florida Tire Recycling, Inc.
10151 Range Line Road
Port St. Lucie, FL 34987
DER File No.
WT 56-165345
St. Lucie County

INTENT TO ISSUE

The Department of Environmental Regulation hereby gives notice of its Intent to Issue a permit (draft copy attached) for the proposed project as detailed in the application specified above. The Department is issuing this Intent to Issue for the reasons stated below:

The applicant, Mr. John J. Wilson of Florida Tire Recycling, Inc., applied on May 25, 1989 to the Department of Environmental Regulation for a permit to operate a waste tire processing facility.

The Department has permitting jurisdiction under Section 403.087, F.S. and Chapter 17-711, Florida Administrative Code. The project is not exempt from permitting procedures. The Department has determined that a solid waste permit is required for the proposed work.

Pursuant to Sections 403.815, F.S., and DER Rule 17-103.150, you (the applicant) are required to publish at your own expense the enclosed Notice of Proposed Agency Action on permit application. The notice must be published one time only in the legal advertisement section of a newspaper meeting the requirements of Section 50.011 and 50.031, F.S. and having general circulation in the county in which the project is located. Proof of publication must be provided to the Department within seven (7) days of publication of the notice. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Department will issue the permit with the specific conditions unless a petition for an administrative proceeding (hearing) is filed pursuant to the provisions of Section 120.57, F.S. A person whose

affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, F.S. Petitions shall be in the format required by F.A.C. Rules 17-103.155 and be filed with (received) in the Office of the General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the permit applicant must be filed within fourteen (14) days of receipt of this intent. Petitions filed by other persons must be filed within fourteen (14) days of publication of the public notice or within fourteen (14) days of receipt of this intent, whichever first occurs. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative proceeding under Section 120.57, F.S., concerning the subject permit application. If a petition is filed that does not substantially comply with the requirements of F.A.C. Rule 17-103.155(2), the Department shall issue an order dismissing the petition with leave to file an amended petition complying with the requirements of this rule within 15 days of service of the order. If an amended petition complying with this rule is not filed (received) within 15 days of service of the order, the petitioner's right to a proceeding under Section 120.57, F.S., is waived.

DONE AND ENTERED this 24th day of July, 1989 in the City of West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL REGULATION
J. Scott Benyon
Deputy Assistant Secretary
1900 South Congress Ave., Suite A
West Palm Beach, FL 33406

JSB:jlh/24
Copies furnished to:
cc: Chris McGuire, Office of General Counsel/Tlh.
Bill Parker, Solid Waste; Tlh.
J. P. Terpening, Culpeper & Terpening

CERTIFICATE OF SERVICE
The undersigned duly designated deputy clerk hereby certifies that this NOTICE OF INTENT TO ISSUE and all copies were mailed before the close of business on the date indicated on the return receipt request form.
s/Mary A. Smith 7/25/89
PUBLISH: August 3, 1989.