



Lawton Chiles
Governor

Florida Department of Environmental Protection

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

Virginia B. Wetherell
Secretary

April 4, 1994

Certified Mail
Return Receipt Requested

Mrs. Susan K. Wilson, President
Florida Tire Recycling, Inc. (FTRI)
9675 Range Line Road
Port St. Lucie, FL 34987

St. Lucie County
SW - FTRI
Enforcement Files

RE: STIPULATION AND CONSENT FOR INJUNCTION, "STIPULATION"
CASE NO. 93-895 CA
Letters of Request Dated March 28 & 31, 1994: Author: Mr. Skip Robinson

Dear Mrs. Wilson:

On April 1, 1994, the Department received the above referenced letters from Mr. Skip Robinson concerning specific items in the STIPULATION regarding your facility. The purpose of this letter is to provide you with a response to each of his concerns.

ITEM 10 C.8. FIRE PROTECTION MEASURES

The Stipulation requires that a fire plan be prepared that is acceptable to the St. Lucie County-Ft. Pierce Fire District (SLCFPFCD) that describes in detail the fire fighting resources available to fight a fire at the Florida Tire site. On March 1, 1994, Mr. Robinson forwarded the fire plan to the SLCFPFCD with a copy to this office. On March 24, 1994 the SLCFPFCD responded stating that the fire plan was reviewed, however some items warranted further consideration. On March 28, 1994, Mr. Robinson sent a response letter to our office that states the FTRI has complied with Item 10 C.8. of the Stipulation.

Be advised that the Stipulation requires that the SLCFPFCD approve the plan. At this time we have not received a letter from the SLCFPFCD that states that the fire department has approved a fire plan for your facility. Consequently, Item 10 C.8. is not in compliance with the Stipulation as stated by Mr. Robinson.

ITEM 10 D.1. SITE STABILIZATION

Mr. Robinson's letter requests that fire lane designated as FL #4 in Appendix A of the Stipulation not be constructed as required due to the pending stormwater application, lack of whole waste tire piles and reconfiguration of the tire shreds for construction of the future tire shred storage pads. Mr. Robinson goes on to state that Florida Tire Recycling Inc. could spend their efforts by reducing the shredded tire piles in the northern section of the property located in the FPL


April 4, 1994
Mrs. Susan K. Wilson
Page 2 of 2

easement. The shredded tire piles in the FPL easement are required to be relocated and moved from this easement not later than June 14, 1994. Consequently, we cannot approve Mr. Robinson's request. You are therefore requested to comply with the Stipulation and proceed with the construction of fire lane FL #4 not later than April 14, 1994 as stated in the Stipulation.

Finally, Mr. Robinson requested until the end of April 1994 to comply with Item 10 D.1. for the removal of the tire shreds along the southern property boundary of FTRI. The Stipulation requires that FTRI provide a 50' clear zone free of tires and tire shreds around the entire perimeter of FTRI not later than February 14, 1994. FTRI is not in compliance with this item as stated in our February 24 and March 16, 1994 letters to you; consequently the Department cannot approve any extension of this item as requested. Mr. Robinson stated that he would immediately direct FTRI staff to provide the clear zone as required pursuant to the Department's telephone call on April 1, 1994. Mr. Robinson said that he will direct 2 FTRI employees to begin on Monday, April 4, 1994.

If you have any questions, please contact me.

Sincerely,


Joseph Kahn, P.E.
Solid Waste Supervisor

cc: Janet Bowman, OGC/TLH
Marion Hedgepeth
Captain Fred Vaughn, SLCPFCD

Vivek Kamath
Mary E. S. Williams