

IN THE CIRCUIT COURT OF THE
NINETEENTH JUDICIAL CIRCUIT IN
AND FOR ST. LUCIE COUNTY,
FLORIDA.

CASE NO. 93-895 CA 17

STATE OF FLORIDA,
DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Plaintiff,

VS.

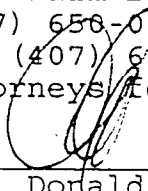
FLORIDA TIRE RECYCLING INC.,

Defendant.

**FLORIDA TIRE RECYCLING INC.'S NOTICE OF
SERVICE OF ANSWERS TO FIRST SET OF INTERROGATORIES**

The Defendant, FLORIDA TIRE RECYCLING, INC., hereby certifies that the original answers to DEP'S First Set of Interrogatories numbered 1 through 27 was furnished to Janet E. Bowman, Esquire, counsel for Plaintiff, Office of General Counsel, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-240, by U.S. Mail, this 17th day of February, 1995.

GUNSTER, YOAKLEY, VALDES-FAULI & STEWART, P.A.
777 South Flagler Drive
Phillips Point, Suite 500 East
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By 
Donald J. Beuttenmuller, Jr.
Florida Bar No. 141224

IN THE CIRCUIT COURT OF
THE NINETEENTH JUDICIAL
CIRCUIT IN AND FOR
ST. LUCIE COUNTY, FLORIDA.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Plaintiff,

CASE NO.: 93-895CA17

v.

FLORIDA BAR NO. 718114

FLORIDA TIRE RECYCLING INC.,

Defendant.

DEP'S FIRST SET OF INTERROGATORIES

Plaintiff, State of Florida Department of Environmental Regulation, propounds the following interrogatories to Florida Tire Recycling Inc., pursuant to Rules 1.280 and 1.340, Florida Rules of Civil Procedure. You must answer under oath or object to each and every interrogatory within 30 days after the date of service of these interrogatories.

INSTRUCTIONS AND DEFINITIONS

1. In answering these interrogatories, furnish all information which is available to you, including information in the possession of your agents, employees, representatives and all others from whom you may freely obtain it, as well as from your attorneys and their investigators.

2. If you cannot answer any one, or any subpart of these interrogatories in full, after exercising due diligence to

find the information to do so, explicitly so state. Answer every other interrogatory and subpart and give any information in your possession which may partially answer the interrogatory or subpart which you cannot answer in full, or which may lead to Defendant, Florida Tire Inc., discovering the answer thereto.

3. As used herein, "person" refers to any natural person, individual, proprietorship, partnership, association, organization, joint venture, firm, corporation or other business enterprise, governmental body, group of natural persons or other entity.

4. As used herein, "you", "your", and "yours" refer to Defendant, Florida Tire Recycling, Inc., and to its employees, agents, officers or representatives.

5. As used herein, "document" and "documents" refer to any written or graphic matter or other means of preserving thought or expression, and all tangible things from which information can be processed or transcribed, (including the original by reason of any notation made on such copy or otherwise), including, but not limited to, correspondence, memoranda, notes, message, letters, telegrams, teletype, facsimile, bulletin, notice of meeting, chronological data, minutes of meetings or conferences, books, reports, charts, ledgers, invoices, worksheets, receipts, returns, affidavits, contracts, cancelled checks, transcripts, statistics, surveys, magazine or newspaper articles, releases (and any

and all drafts, alterations and modifications, changes and amendments to any of the foregoing), and graphic or aural records or representations of any kind, including, without limitation, photographs, charts, graphs, microfiche, microfilm, videotape, recordings, motion pictures, electronic, mechanical or electromechanical recordings or representations of any kind (including, without limitation, tapes, cassettes, discs, recordings), and any other information which is stored or processed by means of data processing equipment and which can be retrieved in printed or graphic form.

6. As used herein, the terms "identify" or "identification" when used in reference to an individual person, unless otherwise specified, means to state his full name, present home address if known (do not use post office box address), telephone number and his present employment position and business affiliation. When used in reference to a person other than the individual person, "identify" or "identification" means to state whether such person is a corporation, partnership or other organization, and the name, present or last known address, telephone number, and principal place of its business. Once any person has been identified properly, it shall be sufficient thereafter when identifying that same person to state his or its name only. If other identification is requested in a question, it shall be in addition to the above identification requirements.

7. As used herein, the terms "identify" or "identification" when used in reference to a document or documents means to state the date, the author (or, if different, the signer or signers), the addresses, the type of document, and any other means of identifying it with sufficient particularity to meet the requirement for its inclusion in a request for production of documents pursuant to Rule 1.350, Fla. R. Civ. P. If any such document was, but is no longer in your possession or subject to your control, state what deposition was made of it and the reason for such disposition. In lieu of identifying any document, a true and correct copy thereof may be annexed to and incorporated in the answers to interrogatories.

8. As used herein, the terms "identify" and "identification" when used in reference to real property means to state the location of the property, by state, county and any other political or legal subdivision, the legal description, the structures, if any, on the land at present, including buildings, pavements, below surface construction, such as swimming pools, or any other man-made facilities on or in the land.

9. As used herein, the term "property" means both parcels of real estate described in paragraph 9 and identified in Exhibit A and B of DEP'S Complaint.

10. As used herein, the term "facility" means the building, site structure, or equipment located on the property and described in paragraph 11 of DEP'S Complaint.

11. As used herein, the term "site" means that portion of the property, or any adjacent property, upon which the facility is located, upon which the alleged violations occurred, or upon which pollution is alleged to exist.

Interrogatory No. 1: Identify all persons that now have or that have had any ownership interest in the property for the five years previous to the date of service of these interrogatories, and for each such person identified, state the nature of their ownership interest and the period of time they had or have had such ownership interest.

For the five years prior to the date of service of these interrogatories, the property has been in the name of Florida Tire Recycling, Inc.

Interrogatory No. 2: Identify all persons that now have or that have had any leasehold interest in the property for the five years previous to the date of service of these interrogatories, and for each such person identified, state the period of time they had or have had such leasehold interest.

No person has had any leasehold interest in the property for the five years prior to the date of service of these interrogatories.

Interrogatory No. 3: Identify all persons that now have or that have had any responsibility for managing, supervising or overseeing the day to day operations of the site and/or facility for the five years previous to the date of service of these interrogatories, and for each such person identified, state the period of time they had or have had such responsibilities.

John J. Wilson
19050 Glades Road
Port St. Lucie, FL 34987

1990 to present

M. Greg Robinson
24 Tamarack Road
Campton, NH 03223

1992 to July, 1994

David L. Quarterson
4 Knowles Road
Stuart, FL 34996

July, 1994 to present

Interrogatory No. 4: Identify all persons that now have or that have had any direct responsibility for handling environmental matters for the site and/or facility for the five years previous to the date of service of these interrogatories, and for each such person identified, state the period of time they had or have had such responsibilities.

John J. Wilson
19050 Glades Road
Port St. Lucie, FL 34987

1990 to present

M. Greg Robinson
24 Tamarack Road
Campton, NH 03223

1992 to July, 1994

David L. Quarterson
4 Knowles Road
Stuart, FL 34996

July, 1994 to present

Interrogatory No. 5: Identify all persons, with knowledge of any activities alleged in the Department's Complaint. For each person identified, state the facts such person has knowledge of and how each such person acquired such knowledge.

This question is far too broad to permit a cogent response. Nevertheless, and without limitation, the following are persons known to Florida Tire to have information relevant to the Complaint.

Person(s)	Knowledge
John J. Wilson	All aspects.
M. Greg. Robinson	Dealings with DEP concerning regulatory matters through August 1994.
David L. Quarterson	All aspects, July 1994 to present.
James R. Brindell	Dealings with DEP concerning permitting and alleged violations.
Joseph Lurix	DEP inspections and regulatory issues.
Joseph Kahn	DEP inspections and regulatory issues.
All persons or professionals who have signed letters or regulatory submissions concerning the Florida Tire site.	As set forth in submissions made to DEP and contained in DEP files.
All persons listed in DEP files as having made reports or inspections concerning this matter.	As indicated in reports and contents of DEP files.

Interrogatory No. 6 : Describe any restoration, corrective actions, repairs, facility or structure modifications, surveys, samples, assessments or studies have been conducted at the site or facility in question in this case by you or any other person subsequent to the occurrence of any of the activities that were alleged in the Department's Complaint to be in violation of any statute or any of the Department's rules.

1. See the attached review of the Stipulation and Consent Order submitted to FDEP on July 11, 1994.
2. For the period beginning January 1, 1994 and ending February 4, 1995, FTR reduced its inventory of shredded tires by 15,366 tons.
3. All shredded tires located in the FP&L easement have been removed.
4. The dredge and fill permit has been issued.
5. The MSSW permit has been issued.



Florida Tire Recycling, Inc.

(VIA FACSIMILE 407-433-2666 AND US MAIL)

July 11, 1994

Joseph Kahn, PE
SOUTHEAST DISTRICT
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
PO Box 15425
West Palm Beach, FL 33416

Dear Mr. Kahn,

I write as a courtesy, not always extended by DEP, to inform your of the legal action FLORIDA TIRE RECYCLING, INC. (FTR) has been forced to follow as a result of the Department's actions/position taken with regard to its interpretation of the Stipulation/Order.

By separate correspondence FTR's attorneys have forwarded to Attorney Janet Bowman a Motion which FTR has filed with the Circuit Court in St. Lucie County seeking the Court's intervention in connection with the matters of performance required by the Stipulation/Order entered by the Court on January 14, 1994.

Although FTR is substantially in compliance with the Stipulation/Order, it was compelled to file this motion due to communications which it has received from DEP which are not in conformity with the terms of the Stipulation/Order. Most of the matters which have caused this situation to arise relate to the manner and timetable under which FTR is required to perform the reconfiguration at FTR's site, but there are also some additional items which are noted below. The following is a serial listing of the status of matters at present, referring to the Paragraph numbers of the Stipulation/Order:

- 10 (A) MSSW permit application is complete and awaiting DEP action.
- 10 (A) Water Resource Permit is complete and awaiting DEP action.
- 10 (B) Plans for 24' perimeter road have been submitted * DEP has refused, without any technical explanation FTR's request to limit scope of road to areas pertaining to the revised tire storage, as discussed below.

Providing An Environmental Solution

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- 10 (C) (1) (a) No smoking area - done.
- 10 (C) (1) (b) All flammable and combustible liquids segregated and stored - done.
- 10 (C) (1) (c) Spark arrestors - done.
- 10 (C) (1) (d) Cutting, welding and heating devices prohibited in tire storage area - done.
- 10 (C) (2) (a) Security - in place.
- 10 (C) (2) (b) Control gate for Southern access road - acceptable barrier is present and in place with control gate installation awaiting only completion of access road.
- 10 (C) (2) (c) Perimeter lighting along Range Line Road - done.
- 10 (C) (2) (d) Area for Security personnel - done.
- 10 (C) (3) Implementation of Site Fire Protection Systems - planning done, implementation awaiting permitting.
- 10 (C) (4) Water Supply System - planning done, implementation is awaiting permitting.
- 10 (C) (5) Fire engines / fire-fighting foam - done.
- 10 (C) (6) Fire attack training course - done.
- 10 (C) (7) Resource list and procurement - done.
- 10 (C) (8) Fire Plan - done, except for final implementation of elements 10 (C) (3) and 10 (C) (4); see further discussion below.
- 10 (D) (1) Clear 50' perimeter - done, except for wetlands issue in Southern portion, discussed below.
- 10 (D) (2) Clear fire lanes - done.
- 10 (D) (3) Clear FL4 - done, in spite of DEP intransigence re this unnecessary work.
- 10 (D) (4) Reduce pile heights - done.
- 10 (D) (5) FP&L Easement - still in process of removing due to DEP failure to approve interim building of pads in "loop road" area or issue MSSW and Water Resource Permits.

- 10 (D) (6) Remove any materials not able to be lawfully stored in legally conforming piles on the reconfigured site. All materials will fit on the site as reconfigured, if DEP will approve the pending permit applications.
- 10 (E) Remove 100 Tons per day in excess of amounts received. Have exceeded aggregate amounts for period January 14, 1994 to present by in excess of 1,400 Tons.
- 10 (F) Financial Responsibility - done.
- 10 (G) Weights, etc. - compliance in each monthly report.
- 10 (H) Monthly reports - done.
- 10 (J) Submit application for renewal of waste tire processing permit. Done.

THE GENERAL PLAN FOR RECONFIGURATION:

By way of reminder, the framework for Site Stabilization was first proposed by FTR to you in correspondence dated October 27, 1993. Therein, FTR made known to DEP the parameters of what could reasonably be achieved and the assumptions which FTR's business plan would allow for achieving an improvement of site conditions. FTR's business plan, underlying these assumptions was also provided, after DEP agreed to its confidentiality. A simple comparison of the skeletal framework of the ultimate Stipulation/Order reveals that it was the intent of the Stipulation/Order to implement a plan along the lines contained in that document and consistent with the financial assumptions involved. The most important separate factors, which ultimately affected FTR's proposal and, therefore, the Stipulation/Order, were subsequently introduced by DEP. Those were DEP's Surface Water Management and Water Resource permitting requirements. Because neither party could specifically envision all of the permutations which might arise out of these permitting requirements and their ultimate impact on the final site configuration, the Stipulation/Order provided a mechanism for adjusting the time periods for performance of the reconfiguration work - where such work "is or may be dependent upon the issuance of a permit..." (emphasis supplied).

THE FP&L EASEMENT MATERIALS:

One of the major points of contention, first raised in DEP's correspondence of April 4, 1994, has been DEP's position that FTR must have all tire materials removed from the FP&L easement area by July 13, 1994, in spite of the fact that FTR's MSSW permit has not been issued and DEP would not permit FTR to proceed early to build the required elevated pads in the ultimate reconfiguration area.

(regulated by the MSSW permit). FTR considers this position by DEP to be inconsistent with the Stipulation/Order, the agreed sequence of reconfiguration set forth therein, the provisions for dealing with such situations in § 10 (L), and DEP's promise of good faith. FTR has made its situation well known to DEP in past correspondence and DEP has refused to issue any requested directives to allow construction of the elevated pads or any further directives, as contemplated by the Stipulation/Order. FTR has thus reached an impasse where DEP will not deal with the realities on the ground nor issue the required permits or a partial permit. FTR has been, therefore, required to seek and resort to the intervention of a third part, the Court, under these circumstances. This is not the way matters were suppose to work and DEP's position here has not exhibited the "good faith" upon which DEP noted FTR would have to depend. It's refusal to deal constructively with the issue has exhibited the opposite quality.

In spite of DEP's breach of the agreed Stipulation/Order FTR has been removing materials from the FP&L easement area and will soon achieve (at substantial extra expense) the relocation of these materials. However, complete removal will not likely be achieved by July 14, 1994 - nor is it required under the circumstances.

THE CLEARING OF A 50' PERIMETER:

As was reported in FTR's monthly report of June 8, 1994 and correspondence to Mr. Wilcox dated May 2, 1994, FTR has achieved all that it can with respect to the 50' perimeter clearing due to the fact that the last remaining small pile of shreds is believed to be in sensitive wetland areas. Though directives from DEP have been requested in relation to these, FTR has been given no further direction. This matter is in DEP's hands as concerns further progress.

THE 24' STABILIZED ROAD REQUIREMENTS:

Although the ultimate construction of this road is dependent upon issuance of the MSSW and other permits, the requirement of the road emanates from the Storage Requirements of 17-711.540 which requires a 50' wide fire lane around the perimeter of each waste tire pile and an approach and access road passable to motor vehicles at all times. Prior to the requirements of the MSSW permitting - it was FTR's plan to utilize a far greater portion of its property for tire storage which might have made a 24' perimeter road around the border of the entire premises a conceivable method of access to multiple areas. Now, however, FTR proposes to limit the tire storage area to a much smaller area in the south of the property, using the large area to the north as wet/dry water retention area. There is no useful purpose to place an expensive 24' improved road around this water storage area, when fully complying roads and access are proposed as to the actual tire storage area. DEP has already imposed significant cost burden on FTR with respect to the criteria for the improved road (not otherwise provided for in the regulations) which FTR is willing to accept - for those areas which

need to be serviced by a road. However, it is punitive for DEP to insist that FTR build a perimeter road to locations with no functional bearing on the tire storage areas of the property. This is a change circumstance in which DEP should allow FTR to utilize its dollar resources in a manner which makes more sense under the statute and rules.

Moreover, and as documented by correspondence with FP&L and shared with DEP, the north access road in question lies in the FP&L easement; therefore, the construction of the road would require FP&L's consent, which FP&L has been unwilling to grant. As a consequence the building of this area of road is impossible for reasons beyond FTR's control.

FIRE PLAN ACCEPTABLE TO SLCFPFCD:

FTR has made multiple submittal's to local fire authorities of an emergency preparedness manual as well as other submissions which are adequate, except for final physical provisions and adjustments which, technically, are not part of the emergency preparedness plan and can only be made in conjunction with the implementation of the MSSW improvements and road construction - which are currently in DEP's hands. The local authorities have indicated to FTR their approval of those portions of FTR's fire plan such as they are capable of being "approved" at this time. One of the problems we perceive in this situation is that there is no regulatory framework within which SLCFPFCD is obligated to officially "approve" for DEP any plan submitted by FTR. This is simply a situation where DEP has included in the Stipulation/Order a condition, ¶ 10 (C) (8), which doesn't work strictly as it was written. If DEP knows of something that FTR should otherwise specifically be doing or implementing for the required fire plan, please tell us what that is.

LAKELAND PERMIT:

Although FTR has repeatedly made DEP aware of the financial and storage impact upon the St. Lucie County operations of DEP's delay in issuing the requested Lakeland permit, DEP has taken no positive action in connection with this permit and has refused even the courtesy of an answer to our many inquiries. FTR considers this to be in bad faith.

FTR'S APPLICATION FOR PERMIT:

As required by the Stipulation/Order, FTR timely submitted its application for a permit renewal. FTR has received DEP's request for additional information, dated July 8, 1994, and particularly notes DEP's statement in Paragraph 10, that FTR must fund the entire amount of moneys in the final approved closure cost estimate, as opposed to using the current Trust Fund mechanism which FTR and DEP have labored so hard to establish. This proposed requirement is confiscatory and illegal. FTR will have no alternative but to challenge this requirement, if imposed, as

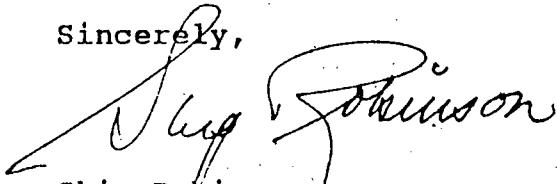
illegal and the taking of FTR's property without just compensation. It is unreasonable for the State to say on one day that tires can be on a site and the next day require that a full and financially unavailable bond be posted for closure costs related to the tires which were already present when no such bond was legally required. Unless DEP promptly alters its position in this regard, there is no purpose in FTR spending any further money on other items of compliance, since the effect of this provision is to immediately put FLORIDA TIRE RECYCLING, INC. out of business.

It is also noted in DEP's response that "closure cost estimates do not reflect the existing... off-road tires." Since off-road tires are by definition [17-711.200 (4), (6), (8) & (14)] excluded from regulation by the Waste Tire Rule, DEP is unjustified in attempting to include them as subject to closure cost, and is once again acting in "bad faith" by trying to expand the rules beyond what has been enacted by the Legislature.

RESOLUTION OF ISSUES:

All of the above indicates that we have reached another impasse point where DEP seems bent upon putting FTR out of business rather than properly administering a statute intended to encourage recycling of materials. Your own employees have expressed to us their dismay at their own agency's intransigence with respect to the issues discussed herein. FTR has conclusively demonstrated to DEP that it is acting in good faith and that its business plan, shown to DEP, is viable. DEP should not under these circumstances, or any, take such actions as would put FTR out of business and thereby create the very situation DEP has professed it is seeking to avoid. It is beyond our understanding why DEP cannot see what it is doing here by the approach currently being taken. Attorneys for FTR have written DEP's attorney, Janet Bowman, requesting a high level meeting. Please consider these matters and see what we might be able to do to comprehensively put this matter back on a proper track.

Sincerely,



Skip Robinson
FLORIDA TIRE RECYCLING, INC.

cc: James R. Brindell, Esquire
Don Beuttenmuller, Esquire
Susan K. Wilson, President

Interrogatory No. 7 Please list all contracts Florida Tire has entered between 1989 to present for the disposal or incineration of waste tires or chips processed at the Florida Tire Facility and the total volume of waste tires/and or chips delivered under each contract.

All records pertaining to FTR shipments for 1990 through October, 1993 were presented to FDEP on October 19, 1993.

2. Between January 1, 1994 and February 4, 1995 FTR has shipped the following tonnage off site:

	-tons-
a. To landfill disposal	12,375.26
b. To civil engineering applications	8,402.31
c. To Georgia Pacific, Cedar Springs, GA	16,446.43
d. To Georgia Pacific, Brunswick, GA	945.15



Florida Tire Recycling, Inc.

(HAND DELIVERED)

October 15, 1993

Joseph Kahn
SOUTHEAST DISTRICT
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
1900 South Congress Avenue
Suite A
West Palm Beach, FL 33406

RE: COLLECTION RECORDS

Dear Mr. Kahn,

Please find attached records that we have available for waste tires collected at our Port St. Lucie facility. This material is available from June 1990 through this date. As we have explained in the past, information prior to this time was lost as a result of a computer failure and the termination of the record keeping clerk.

These records are presented in several forms:

1. For the material collected by our van trucks, we have enclosed receipt books.
2. For the material collected in bulk by our trailers, we have provided computer runs or tabulation.
3. For material brought to the Port St. Lucie site from Lakeland, we have provided collection receipts generated in Lakeland.

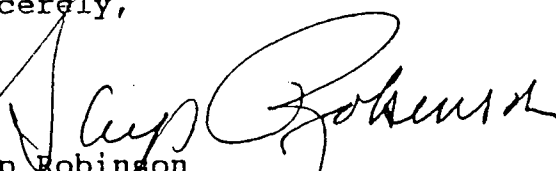
In regard to the question posed in paragraph 4 of your letter dated October 5, 1993, we do not track separately the disposal of material which is brought to Port St. Lucie from Lakeland and subsequently trucked to the 545 Clay Landfill in Orange County. This material is simply transported together with all of the materials processed at Port St. Lucie.

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The material which we have provided in sales book form are our permanent records. Therefore, we would appreciate the return of these books - a total of 389 receipt books, when the Department has completed their examination, and hopefully by the end of this year.

Sincerely,



Skip Robinson
FLORIDA TIRE RECYCLING, INC.

cc: James R. Brindell, Esquire

encl

128 A BOOKS
130 B BOOKS
119 C BOOKS
12 M BOOKS
TONNAGE REPORT 1/92 - 12/92
TONNAGE REPORT 1/93 - 10/93
MONTHLY TONNAGE REPORTS 9/90 - 7/92
HAND WRITTEN INVOICES 11/90 - 12/91

Interrogatory No. 8 What is the volume, weight and number of whole tires and shredded waste tires present on the 32 acre Florida Tire site as of August 17, 1993?

As of August 17, 1993, Florida Tire Recycling did not have available to it sufficient records detailing tons received and shipped (for all categories of tires) such as it now has for periods after January 1, 1994. Such records as Florida Tire did possess were submitted to DEP on October 19, 1993. (See response to Interrogatory 7).

Accordingly, Florida Tire is not able to answer this question with great precision. It should be noted that DEP was contending, by its complaint in this cause, that, in August 1993, there was present on the premises in excess of 56,000 Tons of whole and shredded tires. DEP's estimate was flawed and inaccurate. Using such records as it possessed in August 1993, Florida Tire estimated that the quantities were equal to approximately 26,000 Tons. Subsequent estimates, by Florida Tire, indicate that Florida Tire's estimate in August 1993 was inaccurate. However, it was not as inaccurate in its under-estimate as DEP was in its over-estimate. One of the principal reasons for the inability to accurately estimate the weight of "waste-tires" on the premises was the fact that the definition of waste tire constantly changed. The second contributing factor was DEP's request that Florida Tire use different methods for calculation of the quantities, each time a calculation was to be made for regulatory purposes.

Interrogatory No. 9 What is the approximate volume of tires brought on to the Florida Tire site each week and month during the year 1994?

See attached report

FLORIDA TIRE RECYCLING, INC.
 RECAP OF MATERIALS HANDLED
 CALENDAR YEAR 1994

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
JANUARY, 1994	1	473.07	24.32	49.26	74.88	105.00	253.46	148.46	31.38%
	2	505.95	0.00	99.17	151.72	210.00	460.89	250.89	49.59%
	3	350.42	0.00	53.07	153.19	514.92	721.16	206.26	58.86%
	4	500.37	0.00	69.38	151.96	846.54	1067.28	220.74	44.12%
	5	71.71	0.00	5.00	26.15	97.34	128.49	31.15	43.44%
TOTAL		1901.52	24.32	275.88	557.30	1773.80	2631.3	857.5	45.10%
% of Total		100.00%	1.28%	14.51%	29.31%	Equivalent PTE's Processed			263130

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
FEBRUARY, 1994	1	406.58	22.09	48.35	103.57	349.32	523.33	174.01	42.80%
	2	529.93	307.21	51.00	154.49	657.71	1170.41	512.7	96.75%
	3	454.88	388.92	60.85	152.17	353.10	955.04	601.94	132.33%
	4	418.85	353.99	57.96	152.32	313.22	878.89	563.67	134.58%
	5	40.97	66.64	25.12	27.40	128.50	249.66	121.16	295.73%
TOTAL		1851.21	1140.85	242.66	589.95	1801.85	3775.33	1973.48	106.60%
% of Total		100.00%	61.63%	13.11%	31.87%	Equivalent PTE's Processed			377533

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
MARCH, 1994	1	347.64	120.71	75.55	84.56	270.80	551.62	280.82	80.78%
	2	323.52	349.10	22.55	152.96	413.12	937.16	524.04	161.96%
	3	450.63	481.64	87.66	152.61	288.95	1010.86	721.91	160.20%
	4	422.51	339.41	72.55	153.20	515.78	1180.97	565.19	133.77%
	5	321.70	344.61	33.17	100.91	534.09	1012.78	478.69	148.80%
TOTAL		1866.00	1635.47	291.54	643.84	2122.74	4693.39	2570.65	137.76%
% of Total		100.00%	87.65%	15.62%	34.49%	Equivalent PTE's Processed			469339

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
APRIL, 1994	1	100.60	93.43	0.05	52.42	44.09	189.99	145.9	145.03%
	2	459.75	297.58	29.31	143.21	604.96	1075.04	470.08	102.25%
	3	498.37	464.84	30.65	153.51	589.89	1238.29	649	130.22%
	4	424.25	562.60	22.66	144.19	575.82	1305.07	729.45	171.94%
	5	454.93	602.15	6.80	145.78	414.13	1169.64	755.51	166.07%
TOTAL		1937.90	2020.58	89.27	640.09	2228.09	4978.03	2749.94	141.90%
% of Total		100.00%	104.27%	4.61%	33.03%	Equivalent PTE's Processed			497803

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MAY, 1994	1	394.99	381.09	20.90	153.51	421.70	977.2	555.5	140.84%
	2	426.23	381.49	17.68	179.11	407.85	965.81	558.18	130.95%
	3	507.28	423.20	36.85	158.85	311.51	930.21	618.7	121.97%
	4	438.29	48.06	18.00	158.09	486.45	688.8	222.15	50.69%
	5	88.28	181.14	2.41	22.82	198.19	404.38	208.17	238.95%
TOTAL		1853.05	1392.98	95.52	672.18	1805.50	3966.18	2160.68	116.60%
% of Total		100.00%	75.17%	5.15%	36.27%	Equivalent PTE's Processed			396618

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JUNE, 1994	1	308.96	202.20	0.00	113.66	304.74	620.8	315.86	102.23%
	2	416.83	319.30	12.05	153.72	491.90	978.97	485.07	118.37%
	3	426.18	293.83	11.91	164.92	533.18	1003.64	470.46	110.39%
	4	437.18	288.78	3.93	164.91	511.25	948.87	437.62	100.10%
	5	252.89	170.60	18.87	105.57	294.33	589.17	294.84	116.56%
TOTAL		1842.04	1254.51	46.56	702.78	2135.40	4139.25	2003.85	108.78%
% of Total		100.00%	68.10%	2.53%	38.15%	Equivalent PTE's Processed			413925

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JULY, 1994	1	104.76	66.18	0.00	53.32	127.44	248.94	119.5	114.07%
	2	401.51	399.51	13.02	127.56	326.00	866.09	540.09	134.51%
	3	454.31	491.92	54.67	122.91	54.44	724.24	669.8	147.43%
	4	403.82	263.17	13.81	172.14	0.00	449.12	449.12	111.27%
	5	448.58	329.47	2.81	175.75	0.00	508.03	508.03	113.76%
TOTAL		1810.78	1550.25	84.81	651.68	507.88	2794.42	2286.54	126.27%
% of Total		100.00%	85.61%	4.67%	35.99%	Equivalent PTE's Processed			279442

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
AUGUST, 1994	1	409.05	454.44	4.04	176.87	0.00	635.15	635.15	155.27%
	2	414.09	333.01	2.21	134.23	0.00	469.45	469.45	113.37%
	3	354.17	371.40	2.78	163.70	0.00	537.88	537.88	151.87%
	4	449.33	241.84	50.75	172.48	0.00	465.07	465.07	103.50%
	5	251.90	244.10	1.23	81.34	0.00	326.87	326.87	129.68%
TOTAL		1878.54	1644.79	61.01	728.42	0.00	2434.22	2434.22	129.58%
% of Total		100.00%	87.56%	3.25%	38.78%	Equivalent PTE's Processed			243422

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
SEPTEMBER, 1994	1	187.86	131.49	0.00	81.43	0.00	212.92	212.92	113.34%
	2	377.85	329.53	0.00	158.26	0.00	487.81	487.81	129.10%
	3	431.84	353.94	7.98	83.98	0.00	445.88	445.88	103.23%
	4	448.25	245.54	13.25	235.06	0.00	493.87	493.87	110.18%
	5	480.80	244.44	73.51	134.85	0.00	452.6	452.6	94.13%
TOTAL		1926.70	1304.94	94.72	693.42	0.00	2093.06	2093.06	108.64%
% of Total		100.00%	67.73%	4.92%	35.99%	Equivalent PTE's Processed			209306

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
OCTOBER, 1994	1	404.15	223.47	18.96	155.39	0.00	397.82	397.82	98.43%
	2	400.99	283.13	12.62	127.97	0.00	423.72	423.72	105.67%
	3	514.83	416.38	9.12	152.91	0.00	578.41	578.41	112.35%
	4	527.21	513.12	13.92	130.97	0.00	658.01	658.01	124.81%
	5	70.72	187.14	16.91	0.00	0.00	204.05	204.05	288.53%
TOTAL		1917.90	1623.24	71.53	567.24	0.00	2262.01	2262.01	117.94%
% of Total		100.00%	84.64%	3.73%	29.58%	Equivalent PTE's Processed			226201

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
NOVEMBER, 1994	1	414.44	331.40	18.84	146.33	0.00	496.37	496.37	119.77%
	2	475.73	384.29	27.72	147.15	0.00	559.16	559.16	117.54%
	3	438.98	385.82	14.32	48.70	0.00	446.84	446.84	101.79%
	4	378.16	381.66	26.83	142.12	0.00	550.81	550.81	145.60%
	5	277.09	193.86	12.05	79.11	0.00	285.02	285.02	102.86%
TOTAL		1984.40	1677.03	99.56	561.41	0.00	2338	2338	117.82%
% of Total		100.00%	84.51%	5.02%	28.29%	Equivalent PTE's Processed			233800

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
DECEMBER, 1994	1	294.58	82.02	25.44	0.00	0.00	107.46	107.46	36.48%
	2	451.06	215.52	53.90	124.20	0.00	393.62	393.62	87.27%
	3	410.09	513.27	51.20	178.43	0.00	742.9	742.9	181.16%
	4	389.82	364.09	36.65	0.00	0.00	400.74	400.74	102.80%
	5	373.15	236.34	29.03	30.37	0.00	295.74	295.74	79.25%
TOTAL		1918.70	1411.24	196.22	333.00	0.00	1940.46	1940.46	101.13%
% of Total		100.00%	73.55%	10.23%	17.36%	Equivalent PTE's Processed			194046

			Recycled Materials			Total Tons			
		Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
TOTAL 1994		22688.74	16680.20	1649.10	7341.11	12375.26	38045.67	25670.41	113.14%
% of Total		100.00%	73.52%	7.27%	32.36%	Equivalent PTE's Processed			3804567

Interrogatory No. 10 What is the approximate volume of tires and or shreds removed from the Florida Tire site each week and month?

See attached report

FLORIDA TIRE RECYCLING, INC.
 RECAP OF MATERIALS HANDLED
 CALENDAR YEAR 1994

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
JANUARY, 1994	1	473.07	24.32	49.26	74.88	105.00	253.46	148.46	31.38%
	2	505.95	0.00	99.17	151.72	210.00	460.89	250.89	49.55%
	3	350.42	0.00	53.07	153.19	514.92	721.16	206.26	58.86%
	4	500.37	0.00	69.36	151.36	846.54	1067.28	220.74	44.12%
	5	71.71	0.00	5.00	26.15	97.34	128.49	31.15	43.44%
TOTAL		1901.52	24.32	275.88	557.30	1773.80	2631.3	857.5	45.10%
% of Total		100.00%	1.28%	14.51%	29.31%	Equivalent PTE's Processed			263130

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
FEBRUARY, 1994	1	406.58	22.09	48.35	103.57	349.32	523.33	174.01	42.80%
	2	529.93	307.21	51.00	154.49	657.71	1170.41	512.7	96.75%
	3	454.88	388.92	60.85	152.17	353.10	955.04	601.94	132.33%
	4	418.85	353.99	57.36	152.32	313.22	878.89	563.67	134.58%
	5	40.97	66.64	25.12	27.40	126.50	249.66	121.16	295.73%
TOTAL		1851.21	1140.85	242.68	589.95	1801.85	3775.33	1973.48	106.80%
% of Total		100.00%	61.63%	13.11%	31.87%	Equivalent PTE's Processed			377533

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
MARCH, 1994	1	347.64	120.71	75.55	84.56	270.80	551.62	280.82	80.78%
	2	323.52	349.10	22.56	152.96	413.12	937.16	524.04	161.96%
	3	450.63	481.64	87.66	152.61	268.95	1010.86	721.91	160.20%
	4	422.51	339.41	72.56	153.20	615.78	1180.97	565.19	133.77%
	5	321.70	344.61	33.17	100.91	534.09	1012.78	478.69	148.80%
TOTAL		1866.00	1635.47	291.54	543.64	2122.74	4693.39	2570.65	137.76%
% of Total		100.00%	87.65%	15.62%	34.49%	Equivalent PTE's Processed			469339

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
APRIL, 1994	1	100.60	93.43	0.05	52.42	44.09	189.99	145.9	145.03%
	2	459.75	297.56	29.31	143.21	604.96	1075.04	470.06	102.25%
	3	498.37	484.84	50.65	153.51	589.29	1238.29	649	130.22%
	4	424.25	562.60	22.86	144.19	578.62	1305.07	729.45	171.94%
	5	454.93	602.15	8.60	145.76	414.13	1169.64	755.51	166.07%
TOTAL		1937.90	2020.58	89.27	640.09	2226.09	4978.03	2749.94	141.90%
% of Total		100.00%	104.27%	4.61%	33.03%	Equivalent PTE's Processed			497803

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MAY, 1994	1	394.99	381.09	20.90	153.51	421.70	977.2	555.5	140.84%
	2	426.23	381.49	17.56	179.11	407.65	965.81	558.16	130.95%
	3	507.26	423.20	36.65	158.85	311.51	930.21	618.7	121.97%
	4	438.29	48.06	18.00	158.09	486.45	688.6	222.15	50.89%
	5	86.28	181.14	2.41	22.62	198.19	404.36	206.17	238.95%
TOTAL		1853.05	1392.98	95.52	672.18	1805.50	3966.18	2180.68	116.60%
% of Total		100.00%	75.17%	5.15%	36.27%	Equivalent PTE's Processed			396618

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JUNE, 1994	1	308.96	202.20	0.00	113.66	304.74	620.6	315.66	102.23%
	2	416.83	318.30	12.05	153.72	491.90	878.97	485.07	116.37%
	3	426.18	293.63	11.91	184.92	533.18	1003.64	470.46	110.39%
	4	437.18	266.78	3.93	164.91	511.25	946.87	437.62	100.10%
	5	252.89	170.60	18.67	105.57	294.33	589.17	294.84	116.59%
TOTAL		1842.04	1254.51	46.55	702.78	2135.40	4139.25	2003.85	106.78%
% of Total		100.00%	68.10%	2.53%	38.15%	Equivalent PTE's Processed			413925

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JULY, 1994	1	104.78	66.18	0.00	53.32	127.44	246.94	119.5	114.07%
	2	401.51	399.51	13.02	127.56	326.00	866.09	540.09	134.51%
	3	454.31	491.92	54.97	122.91	54.44	724.24	669.8	147.43%
	4	403.62	263.17	13.81	172.14	0.00	449.12	449.12	111.27%
	5	446.58	329.47	2.81	175.75	0.00	508.03	508.03	113.76%
TOTAL		1810.78	1550.25	84.61	651.66	507.88	2794.42	2286.64	126.27%
% of Total		100.00%	85.61%	4.67%	35.99%	Equivalent PTE's Processed			279442

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
AUGUST, 1994	1	409.05	454.44	4.04	178.67	0.00	635.15	635.15	155.27%
	2	414.09	333.01	2.21	154.23	0.00	489.45	489.45	113.37%
	3	354.17	371.40	2.78	163.70	0.00	537.88	537.88	151.87%
	4	449.33	241.64	50.75	172.48	0.00	465.07	465.07	103.50%
	5	251.90	244.10	1.23	81.34	0.00	326.67	326.67	129.68%
TOTAL		1878.54	1644.79	61.01	728.42	0.00	2434.22	2434.22	129.58%
% of Total		100.00%	87.56%	3.25%	38.78%	Equivalent PTE's Processed			243422

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
SEPTEMBER, 1994	1	187.86	131.49	0.00	81.43	0.00	212.92	212.92	113.34%
	2	377.85	329.53	0.00	158.28	0.00	487.81	487.81	129.10%
	3	431.94	353.94	7.98	83.98	0.00	445.88	445.88	103.23%
	4	448.25	245.54	13.25	235.08	0.00	493.87	493.87	110.18%
	5	480.80	244.44	73.51	134.85	0.00	452.8	452.8	94.13%
TOTAL		1926.70	1304.94	94.72	693.42	0.00	2093.08	2093.08	108.64%
% of Total		100.00%	67.73%	4.92%	35.99%	Equivalent PTE's Processed			209308

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
OCTOBER, 1994	1	404.15	223.47	18.98	155.39	0.00	397.82	397.82	98.43%
	2	400.99	283.13	12.82	127.97	0.00	423.72	423.72	105.87%
	3	514.83	418.38	9.12	152.91	0.00	578.41	578.41	112.35%
	4	527.21	513.12	13.92	130.97	0.00	658.01	658.01	124.81%
	5	70.72	187.14	16.91	0.00	0.00	204.05	204.05	288.53%
TOTAL		1917.90	1823.24	71.83	567.24	0.00	2262.01	2262.01	117.94%
% of Total		100.00%	84.64%	3.73%	29.58%	Equivalent PTE's Processed			226201

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
NOVEMBER, 1994	1	414.44	331.40	18.84	146.33	0.00	496.37	496.37	119.77%
	2	475.73	384.29	27.72	147.15	0.00	559.16	559.16	117.54%
	3	438.98	385.82	14.32	48.70	0.00	448.84	448.84	101.79%
	4	378.18	381.86	28.83	142.12	0.00	550.81	550.81	145.80%
	5	277.09	193.88	12.05	79.11	0.00	285.02	285.02	102.88%
TOTAL		1984.40	1877.03	99.56	561.41	0.00	2338	2338	117.82%
% of Total		100.00%	84.51%	5.02%	28.29%	Equivalent PTE's Processed			233800

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
DECEMBER, 1994	1	294.58	82.02	25.44	0.00	0.00	107.46	107.46	36.48%
	2	451.06	215.52	53.90	124.20	0.00	393.62	393.62	87.27%
	3	410.09	513.27	51.20	178.43	0.00	742.9	742.9	181.16%
	4	389.82	364.09	36.65	0.00	0.00	400.74	400.74	102.80%
	5	373.15	236.34	29.03	30.37	0.00	295.74	295.74	79.25%
TOTAL		1918.70	1411.24	196.22	333.00	0.00	1940.46	1940.46	101.13%
% of Total		100.00%	73.55%	10.23%	17.36%	Equivalent PTE's Processed			194046

		Tons In	Recycled Materials				Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	
TOTAL 1994		22688.74	16680.20	1649.10	7341.11	12375.26	38045.67	25670.41	113.14%
% of Total		100.00%	73.52%	7.27%	32.36%	Equivalent PTE's Processed			3804567

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
JANUARY, 1995	1	395.36	229.36	78.13			307.51	307.51	77.78%
	2	414.78		18.36	255.04		273.4	273.4	65.92%
	3	367.28		18.23	275.25		290.48	290.48	79.09%
	4	335.24	85.84	28.58	185.98		300.18	300.18	89.54%
	5	123.40	178.11	11.82	207.73		397.46	397.46	322.06%
TOTAL		1636.04	493.13	151.90	924.00	0.00	1569.03	1569.03	95.90%
% of Total		100.00%	30.14%	9.28%	56.48%	Equivalent PTE's Processed			156903

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
FEBRUARY, 1995	1	278.58	218.25		137.20	0.00	355.45	355.45	127.59%
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		278.58	218.25	0.00	137.20	0.00	355.45	355.45	127.59%
% of Total		100.00%	78.34%	0.00%	49.25%	Equivalent PTE's Processed			35545

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
MARCH, 1995	1					0.00	0	0	ERR
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		0.00	0.00	0.00	0.00	0.00	0	0	ERR
% of Total		ERR	ERR	ERR	ERR	Equivalent PTE's Processed			0

		Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
TOT 1/1/94-3/31/95		24603.36	17391.58	1801.00	8402.31	12375.26	39970.15	27594.89	112.16%
% of Total		100.00%	70.69%	7.32%	34.15%	Equivalent PTE's Processed			3997015

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JANUARY, 1995	1	395.36	229.36	78.13			307.51	307.51	77.78%
	2	414.76		18.36	255.04		273.4	273.4	65.92%
	3	367.28		15.23	275.25		290.48	290.48	79.09%
	4	335.24	85.64	28.66	185.96		300.18	300.18	89.54%
	5	123.40	178.11	11.82	207.73		397.48	397.48	322.00%
TOTAL		1636.04	493.15	151.90	924.00	0.00	1569.03	1569.03	95.90%
% of Total		100.00%	30.14%	9.28%	56.48%	Equivalent PTE's Processed			156903

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
FEBRUARY, 1995	1	278.58	218.25		137.20	0.00	355.45	355.45	127.59%
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		278.58	218.25	0.00	137.20	0.00	355.45	355.45	127.59%
% of Total		100.00%	78.34%	0.00%	49.25%	Equivalent PTE's Processed			35545

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MARCH, 1995	1					0.00	0	0	ERR
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		0.00	0.00	0.00	0.00	0.00	0	0	ERR
% of Total		ERR	ERR	ERR	ERR	Equivalent PTE's Processed			0

			Recycled Materials				Total Tons		
		Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
TOT 1/1/94-3/31/95		24603.36	17391.58	1801.00	8402.31	12375.26	39970.15	27594.89	112.16%
% of Total		100.00%	70.69%	7.32%	34.15%	Equivalent PTE's Processed			3997015

Interrogatory No. 11 What is the approximate volume of waste tires shredded each day at the Florida Tire site?

Tires are shredded as received. See attached report for volumes.

FLORIDA TIRE RECYCLING, INC.
 RECAP OF MATERIALS HANDLED
 CALENDAR YEAR 1994

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
JANUARY, 1994	1	473.07	24.32	49.26	74.88	105.00	253.46	148.46	31.38%
	2	505.95	0.00	99.17	151.72	210.00	460.89	250.89	49.59%
	3	350.42	0.00	53.07	153.19	514.92	721.18	206.26	58.86%
	4	500.37	0.00	69.36	151.36	846.54	1067.26	220.74	44.12%
	5	71.71	0.00	5.00	26.15	97.34	128.49	31.15	43.44%
TOTAL		1901.52	24.32	276.86	557.30	1773.80	2631.3	857.5	45.10%
% of Total		100.00%	1.26%	14.51%	29.31%	Equivalent PTE's Processed			263130

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
FEBRUARY, 1994	1	406.58	22.09	48.35	103.57	349.32	523.33	174.01	42.80%
	2	529.93	307.21	51.00	154.49	657.71	1170.41	512.7	96.75%
	3	454.88	388.92	60.85	152.17	353.10	955.04	601.94	132.33%
	4	418.85	353.99	57.36	152.32	313.22	876.89	563.67	134.58%
	5	40.97	68.64	25.12	27.40	126.50	249.66	121.16	295.73%
TOTAL		1851.21	1140.85	242.68	569.95	1801.85	3775.33	1973.48	106.60%
% of Total		100.00%	61.63%	13.11%	31.67%	Equivalent PTE's Processed			377533

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
MARCH, 1994	1	347.64	120.71	75.55	84.56	270.80	551.62	280.82	80.78%
	2	323.52	349.10	82.58	152.36	413.12	937.18	524.04	161.96%
	3	450.63	481.64	87.66	152.61	288.95	1010.86	721.91	160.20%
	4	422.51	339.41	72.58	153.20	615.78	1180.97	565.19	133.77%
	5	321.70	344.81	83.17	100.91	534.09	1012.78	478.69	148.80%
TOTAL		1866.00	1635.47	291.54	643.64	2122.74	4893.39	2570.65	137.78%
% of Total		100.00%	87.65%	15.62%	34.49%	Equivalent PTE's Processed			489339

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
APRIL, 1994	1	100.80	93.43	0.05	52.42	44.09	189.99	145.9	145.03%
	2	459.75	297.58	29.31	143.21	604.98	1075.04	470.08	102.25%
	3	498.37	464.84	80.85	153.51	589.29	1238.29	649	130.22%
	4	424.25	582.60	22.66	144.19	575.82	1305.07	729.45	171.94%
	5	454.93	602.15	8.00	146.76	414.13	1169.64	755.51	166.07%
TOTAL		1937.90	2020.58	89.27	640.09	2228.09	4978.03	2749.94	141.90%
% of Total		100.00%	104.27%	4.61%	33.03%	Equivalent PTE's Processed			497803

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MAY, 1994	1	394.99	381.09	20.90	153.51	421.70	977.2	555.5	140.84%
	2	426.23	381.49	17.56	179.11	407.65	965.81	558.16	130.95%
	3	507.26	423.20	36.85	158.85	311.51	930.21	818.7	121.97%
	4	438.29	48.08	18.00	158.09	486.45	688.6	222.15	50.69%
	5	86.28	181.14	2.41	22.82	198.19	404.36	206.17	238.95%
TOTAL		1853.05	1392.96	95.52	672.18	1805.50	3966.18	2180.68	116.80%
% of Total		100.00%	75.17%	5.15%	36.27%	Equivalent PTE's Processed			396618

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JUNE, 1994	1	308.96	202.20	0.00	113.66	304.74	620.6	315.86	102.23%
	2	416.83	319.30	12.05	153.72	491.90	976.97	485.07	116.37%
	3	426.18	293.83	11.91	164.92	533.18	1003.64	470.46	110.36%
	4	437.18	266.78	3.93	164.91	511.25	948.87	437.82	100.10%
	5	252.89	170.60	18.67	105.57	294.33	589.17	294.84	116.56%
TOTAL		1842.04	1254.51	46.56	702.78	2135.40	4139.25	2003.85	106.78%
% of Total		100.00%	68.10%	2.53%	38.15%	Equivalent PTE's Processed			413925

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JULY, 1994	1	104.76	66.16	0.00	53.32	127.44	246.94	119.5	114.07%
	2	401.51	399.81	13.02	127.56	326.00	866.09	540.09	134.81%
	3	454.31	491.92	54.97	122.91	54.44	724.24	669.8	147.43%
	4	403.62	263.17	13.81	172.14	0.00	449.12	449.12	111.27%
	5	446.58	329.47	2.81	175.75	0.00	508.03	508.03	113.76%
TOTAL		1810.78	1550.25	84.61	651.68	507.88	2794.42	2286.54	126.27%
% of Total		100.00%	85.61%	4.67%	35.96%	Equivalent PTE's Processed			279442

			Recycled Materials				Total Tons		
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
AUGUST, 1994	1	409.05	454.44	4.04	176.67	0.00	635.15	635.15	155.27%
	2	414.09	333.01	2.21	134.23	0.00	469.45	469.45	113.37%
	3	354.17	371.40	2.78	163.70	0.00	537.88	537.88	151.87%
	4	449.33	241.84	50.75	172.48	0.00	465.07	465.07	103.50%
	5	251.90	244.10	1.23	81.34	0.00	326.67	326.67	129.68%
TOTAL		1878.54	1644.79	81.01	726.42	0.00	2434.22	2434.22	129.56%
% of Total		100.00%	87.56%	3.25%	38.78%	Equivalent PTE's Processed			243422

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
SEPTEMBER, 1994	1	187.88	131.49	0.00	81.43	0.00	212.92	212.92	113.34%
	2	377.85	329.53	0.00	158.28	0.00	487.81	487.81	129.10%
	3	431.94	353.94	7.98	83.98	0.00	445.88	445.88	103.23%
	4	448.25	245.54	13.25	235.08	0.00	493.87	493.87	110.18%
	5	480.80	244.44	73.51	134.85	0.00	452.8	452.8	94.13%
TOTAL		1926.70	1304.94	94.72	693.42	0.00	2093.08	2093.08	108.64%
% of Total		100.00%	67.73%	4.92%	35.99%		Equivalent PTE's Processed		209308

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
OCTOBER, 1994	1	404.15	223.47	18.98	155.39	0.00	397.82	397.82	98.43%
	2	400.99	283.13	12.82	127.97	0.00	423.72	423.72	105.67%
	3	514.83	418.38	8.12	182.91	0.00	578.41	578.41	112.35%
	4	527.21	513.12	13.92	130.97	0.00	658.01	658.01	124.81%
	5	70.72	187.14	18.91	0.00	0.00	204.05	204.05	288.53%
TOTAL		1917.90	1623.24	71.83	567.24	0.00	2262.01	2262.01	117.94%
% of Total		100.00%	84.64%	3.73%	29.56%		Equivalent PTE's Processed		226201

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
NOVEMBER, 1994	1	414.44	331.40	18.84	146.33	0.00	496.37	496.37	119.77%
	2	475.73	384.29	27.72	147.15	0.00	559.16	559.16	117.54%
	3	438.98	385.82	14.32	48.70	0.00	448.84	448.84	101.79%
	4	378.18	381.88	26.83	142.12	0.00	550.81	550.81	145.60%
	5	277.09	183.88	12.05	79.11	0.00	285.02	285.02	102.68%
TOTAL		1984.40	1677.03	99.88	561.41	0.00	2338	2338	117.82%
% of Total		100.00%	84.51%	5.02%	28.29%		Equivalent PTE's Processed		233800

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
DECEMBER, 1994	1	294.58	82.02	25.44	0.00	0.00	107.46	107.46	36.48%
	2	451.06	215.52	53.90	124.20	0.00	393.62	393.62	87.27%
	3	410.09	513.27	51.20	178.43	0.00	742.9	742.9	181.16%
	4	389.82	364.09	36.63	0.00	0.00	400.74	400.74	102.80%
	5	373.15	236.34	29.03	30.37	0.00	295.74	295.74	79.25%
TOTAL		1918.70	1411.24	196.22	333.00	0.00	1940.46	1940.46	101.13%
% of Total		100.00%	73.55%	10.23%	17.36%		Equivalent PTE's Processed		194046

		Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
TOTAL 1994		22688.74	16680.20	1649.10	7341.11	12375.26	38045.67	25670.41	113.14%
% of Total		100.00%	73.52%	7.27%	32.36%		Equivalent PTE's Processed		3804567

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
JANUARY, 1995	1	395.36	229.38	78.13			307.51	307.51	77.78%
	2	414.78		18.36	255.04		273.4	273.4	65.92%
	3	367.28		15.23	275.25		290.48	290.48	79.09%
	4	335.24	85.64	28.56	185.98		300.18	300.18	89.54%
	5	123.40	178.11	11.62	207.73		397.48	397.48	322.06%
TOTAL		1636.04	493.13	151.90	824.00	0.00	1569.03	1569.03	95.90%
% of Total		100.00%	30.14%	9.28%	50.48%	Equivalent PTE's Processed			156903

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
FEBRUARY, 1995	1	278.58	218.25		137.20	0.00	355.45	355.45	127.59%
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		278.58	218.25	0.00	137.20	0.00	355.45	355.45	127.59%
% of Total		100.00%	78.34%	0.00%	49.25%	Equivalent PTE's Processed			35545

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
MARCH, 1995	1					0.00	0	0	ERR
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		0.00	0.00	0.00	0.00	0.00	0	0	ERR
% of Total		ERR	ERR	ERR	ERR	Equivalent PTE's Processed			0

		Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
TOT 1/1/94-3/31/95		24603.36	17391.58	1801.00	8402.31	12375.26	39970.15	27594.89	112.16%
% of Total		100.00%	70.69%	7.32%	34.15%	Equivalent PTE's Processed			3997015

Interrogatory No. 12 How many shredder machines are presently used at the Florida Tire site? What are model names and capacities of each machine.

The Company owns and operates five waste tire processors each of which has a capacity of 10 tons per hour (see below for a list of equipment and appendix for manufacturers data sheets):

- A. MAC SATURN #1: Serial #30267/6240; Model #6240HT
- B. MAC SATURN #2: Serial #6TB05088; Model #3406BDIORT
- C. COLUMBUS McKINNON #1: Serial #6DA02638; Model #SR4
- D. COLUMBUS McKINNON #2: Serial #23204734; Model #3508
- E. COLUMBUS McKINNON #3: Serial #06VF200576; Model #80637416

Interrogatory No. 13 Does Florida Tire use trucks owned by SKW Leasing, Inc. to transport waste tires and/or shreds to or from the site?

Yes

Interrogatory No. 14 Do Florida Tire and SKW Leasing, Inc. share any common directors?

Yes

Interrogatory No. 15 Has Florida Tire entered a contract with SKW Leasing, Inc. to haul waste tires and/or shreds off the site?

Yes

Interrogatory No. 16 What are Florida Tire's tipping fees or fees to collect waste tires from generators and what was Florida Tires tipping fee during each month of 1994?

FTR's fee schedule is a highly confidential trade secret of the company. Disclosure of such trade secrets in a public document where they can be freely obtained by competitors would give such competitors and would give such competitors an unfair competitive advantage and in so doing, undermine FTR's ability to perform.

Interrogatory No. 17 How many whole tire and shred piles are present at the Florida Tire site? What are the approximate demensions (length x width x heighth) of wach tore and shred pile?

<u>No. Cells</u>	<u>Material</u>	<u>Cell Size</u>
10	Processed Rubber	150 x 50 x 15
2	Processed Rubber	190 x 50 x 15
1	Tire Derived Fuel	40 x 50 x 10
1	Truck Tire Staging Area	100 x 50 x 15

Interrogatory No. 18 For the calendar years 1989, 1990, 1991, 1992, 1993 and 1994 please list:

a) the total quantity and type of waste tires or processed tires received at Florida Tire during the calendar year;

b) the total quantity and type of waste tires or processed tires shipped from Florida Tire during the calendar year; and

c) the location of ultimate disposal of the waste tires and or shreds identified in b) above.

1. See attached copies of FTR's Waste Tire Processing Facility quarterly and annual reports previously submitted to FDEP.

2. See FTR's letter of October 15, 1993 (attached to Interrogatory #4 transmitting to FDEP all FTR records prior to October, 1993.

3. See attached report summarizing activities for 1994.

FILE

EXHIBIT I

Waste Tire Processing Facility Annual Report

Under Rule 17-711.530, Florida Administrative Code, the owner or operator of a waste tire processing facility shall submit the following information to the Department annually.

Facility Name: FLORIDA TIRE RECYCLING, INC.
Facility mailing address: 9675 RANGE LINE ROAD
City: ST. LUCIE County: ST. LUCIE Zip: 34987

Facility permit number: WT 56-165345

Facility telephone number: (407) 465-0477

Authorized person preparing report: JOHN J. WILSON

Relationship with facility: TREASURER

Telephone number (if different from above):

Calendar year covered by the report: 3/91 - 3/92

1. Quantity of waste tires or processed tires, expressed in tons, received at the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 15,531 tons

2. Quantity of waste tires or processed tires, expressed in tons, shipped from the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 14,179 tons

3. Quantity of waste tires and processed tires, expressed in tons, located at the facility at the beginning of the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 25,400 tons

4. Describe the general disposition of waste tires, processed tires, and residuals shipped from the facility during the year covered by the report:

- ☐ (a) Shipped for disposal in a permitted solid waste management facility.
- ☐ (b) Shipped to retreader.
- ☐ (c) Shipped to another processing facility.
- ☐ (d) Shipped to fuel user.
- ☐ (e) Shipped to recycling and use. Describe type of recycling use:
- ☐ (f) Other Explain: USED TIRES

5. Attach the most recent closure cost estimate prepared using the criteria in Rule 17-711.510, F.A.C.

6. Certification:

To the best of my knowledge and belief, I certify the information provided in this report is true, accurate and complete.

Name of Authorized Agent: JOHN J. WILSON
Signature of Authorized Agent: [Signature]
Date:

Mail completed form to:
the appropriate district office
listed below.

Page 1 of 1

Northwest District: 5401 5th Ave. N., Jacksonville, Florida 32209-1704, Tel: 904-251-6000
Northeast District: 5401 5th Ave. N., Jacksonville, Florida 32209-1704, Tel: 904-251-6000
Central District: 2010 Gregory Blvd., Suite 200, Orlando, Florida 32807-0700, Tel: 407-494-7520
South District: 6840 Oak Tree Blvd., Orlando, Florida 32807-0700, Tel: 407-494-7520
Southwest District: 6840 Oak Tree Blvd., Orlando, Florida 32807-0700, Tel: 407-494-7520
Southeast District: 6840 Oak Tree Blvd., Orlando, Florida 32807-0700, Tel: 407-494-7520

FILE

EXHIBIT I

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Facility name: FLORIDA TIRE RECYCLING, INC.

Facility mailing address: 9675 RANGE LINE ROAD

City: PORT ST. LUCIE County: ST. LUCIE Zip: 34987

Facility permit number: WT 56-165345

Facility telephone number: (407) 466-0477

Authorized person preparing report: JOHN J. WILSON

Position with facility: TREASURER

Telephone number (if different from above): ()

Calendar year covered by the report: 3/90 - 3/91

Quantity of waste tires or processed tires, expressed in tons, received at the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 16,259 tons

Quantity of waste tires or processed tires, expressed in tons, shipped from the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 13,171 tons

Quantity of waste tires and processed tires, expressed in tons, located at the facility at the beginning of the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 24,000 tons

Describe the general disposition of waste tires, processed tires, and residuals shipped from the facility during the year covered by the report:

- ☐ 100% Shipped for disposal in a permitted solid waste management facility.
- ☐ 20% Shipped to retreader.
- ☐ 50% Shipped to another processing facility.
- ☐ 10% Shipped to fuel user.
- ☐ 5% Shipped to recycling end user. Describe type of recycling use: _____
- ☐ 10% Other. Explain. USED TIRES

Attach the most recent closure cost estimate prepared using the criteria in Rule 17-711.510, F.A.C.

17. Certification

To the best of my knowledge and belief, I certify the information provided in this report is true, accurate and complete.

JOHN J. WILSON
Name of Authorized Agent

John J. Wilson
Signature of Authorized Agent

6/1/91
Date

Mail completed form to
the appropriate district office
listed below.

Page 1 of 1

Northwest District
2500 Gulf Bldg. Rd.
Tampa, Florida 33607
(813) 241-1111

Northwest District
2500 Gulf Bldg. Rd.
Tampa, Florida 33607
(813) 241-1111

South District
2500 Gulf Bldg. Rd.
Tampa, Florida 33607
(813) 241-1111

South District
2500 Gulf Bldg. Rd.
Tampa, Florida 33607
(813) 241-1111

South District
2500 Gulf Bldg. Rd.
Tampa, Florida 33607
(813) 241-1111

South District
2500 Gulf Bldg. Rd.
Tampa, Florida 33607
(813) 241-1111

22-15518

TEL NO 1407-964-1275

101 DER WEST PALM

JUN-09-92 09106

FILE

EXHIBIT I

Waste Tire Processing Facility Annual Report

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4. Facility phone number: WT 56-165345

5. Facility telephone number: (407) 465-0477

6. Authorized person preparing report: JOHN J. WILSON

7. Position with facility: TREASURER

8. Telephone number (if different from above): ()

9. The year covered by the report: 9/89-12/90

10. Quantity of waste tires or processed tires, expressed in tons, received at the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 7000 tons

11. Quantity of waste tires or processed tires, expressed in tons, shipped from the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 280 tons

12. Quantity of waste tires and processed tires, expressed in tons, located at the facility at the beginning of the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 14,000 tons

13. Describe the general disposition of waste tires, processed tires, and residuals shipped from the facility during the year covered by the report:

- ☐ Shipped for disposal in a permitted solid waste management facility.
- ☐ Shipped to retreader.
- ☐ Shipped to another processing facility.
- ☐ Shipped to fuel user.
- ☐ Shipped to recycling end user. Describe type of recycling use: _____
- ☐ Other. Explain, USED TIRES

14. Attach the most recent closure cost estimate prepared using the criteria in Rule 17-711.510, F.A.C.

15. Certification

On the basis of my knowledge and belief, I certify the information provided in this report is true, accurate and complete.

JOHN J. WILSON

Name of Authorized Agent

John J. Wilson
Signature of Authorized Agent

Date

Mail completed form to:
the appropriate district office
listed below.

Page 1 of 1

1. District Office 128 Government Center Tallahassee, Florida 32301-0001 904-488-4000	2. District Office 4001 1st Ave. Jacksonville, Florida 32207 904-786-4000	3. District Office 1200 Bayview Blvd., Suite 200 Orlando, Florida 32807-0000 407-855-4000	4. District Office 4001 1st Ave. Tampa, Florida 33607-0000 813-255-4000	5. District Office 2201 Bay St. Fort Myers, Florida 33901-0000 813-335-4000	6. District Office 2201 Bay St. Fort Myers, Florida 33901-0000 813-335-4000
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Florida Department of Environmental Regulation

Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400

DER Form # 17-711.500(4)
Form Title <u>Waste Tire Processing Facility Annual Report</u>
Effective Date <u>February 22, 1993</u>
DER Application No. _____ (Filed in by DER)

Waste Tire Processing Facility Annual Report

Pursuant to Rule 17-711.530, Florida Administrative Code, the owner or operator of a waste tire processing facility shall submit the following information to the Department annually.

- Facility name: FLORIDA TIRE RECYCLING, INC.
- Facility mailing address: 9675 RANGE LINE ROAD
City PORT ST. LUCIE, County ST. LUCIE Zip 34987
- Facility permit number: WT 56-165345
- Facility telephone number: (407) 465-0477
- Authorized person preparing report: SUSAN K. WILSON
- Affiliation with facility: PRESIDENT
- Telephone number (if different from above): (_____) _____
- The year covered by the report: 3/92 - 3/93
- Quantity of waste tires or processed tires, expressed in tons, received at the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 16,926 tons
- Quantity of waste tires or processed tires, expressed in tons, shipped from the facility during the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 12,894 tons
- Quantity of waste tires and processed tires, expressed in tons, located at the facility at the beginning of the calendar year covered by the report (assume 100 tires per ton or 10 tires per cubic yard): 26,022 tons
JULY 29, 1993
- Describe the general disposition of waste tires, processed tires, and residuals shipped from the facility during the year covered by the report: EXPRESSED AS A % OF QUANTITY SHIPPED - SEE #10
77 % Shipped for disposal in a permitted solid waste management facility.
3 % Shipped to retreader.
0 % Shipped to another processing facility.
14 % Shipped to fuel user.
1 % Shipped to recycling end user. Describe type of recycling use: RUBBER PRESS MANUFACTURER
5 % Other. Explain. USED/RESALABLE TIRES
- Attach the most recent closure cost estimate prepared using the criteria in Rule 17-711.510, F.A.C.
- Certification:

To the best of my knowledge and belief, I certify the information provided in this report is true, accurate and complete.

SUSAN K. WILSON

Name of Authorized Agent

[Signature]
Signature of Authorized Agent

08/02/93

Date

Mail completed form to
the appropriate district office
listed below.

Page 1 of 1

Northwest District
180 Governmental Center
Pensacola, Florida 32501-3794
904-438-8700

Northwest District
3426 6th Rd.
Jacksonville, Florida 32207
904-798-4200

Central District
3319 Meadors Blvd., Suite 225
Orlando, Florida 32803-3797
305-894-7883

Southwest District
4320 Oak Tree Blvd.
Tampa, Florida 33610-7317
813-873-8041

South District
2229 Ely St.
Fort Myers, Florida 33901-2904
813-332-2887

Southwest District
1800 S. Congress Ave., Suite A
West Palm Beach, Florida 33408
305-844-8000

FLORIDA TIRE RECYCLING, INC.
 RECAP OF MATERIALS HANDLED
 CALENDAR YEAR 1994

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
JANUARY, 1994	1	473.07	24.32	49.26	74.88	105.00	253.46	148.46	31.38%
	2	505.95	0.00	99.17	151.72	210.00	460.89	250.89	49.59%
	3	350.42	0.00	53.07	153.19	514.92	721.18	206.26	58.86%
	4	500.37	0.00	69.38	151.36	846.54	1067.28	220.74	44.12%
	5	71.71	0.00	5.00	26.15	97.34	128.49	31.15	43.44%
TOTAL		1901.52	24.32	275.88	557.30	1773.80	2631.3	857.5	45.10%
% of Total		100.00%	1.26%	14.51%	29.31%	Equivalent PTE's Processed			263130

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
FEBRUARY, 1994	1	406.58	22.09	48.35	103.57	349.32	523.33	174.01	42.80%
	2	529.93	307.21	51.00	154.49	657.71	1170.41	512.7	96.75%
	3	454.88	368.92	60.85	152.17	353.10	955.04	601.94	132.33%
	4	418.85	353.99	57.36	152.32	313.22	878.89	563.67	134.58%
	5	40.97	68.64	25.12	27.40	126.50	249.66	121.16	295.73%
TOTAL		1851.21	1140.85	242.68	589.95	1801.85	3775.33	1973.48	106.60%
% of Total		100.00%	61.63%	13.11%	31.87%	Equivalent PTE's Processed			377533

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
MARCH, 1994	1	347.64	120.71	75.55	84.55	270.80	551.62	280.82	80.78%
	2	323.52	349.10	22.58	152.96	413.12	937.16	524.04	161.98%
	3	450.83	481.64	67.66	152.61	268.95	1010.86	721.91	160.20%
	4	422.51	339.41	72.58	183.20	815.78	1180.97	565.19	133.77%
	5	321.70	344.61	33.17	100.91	534.06	1012.78	478.69	148.80%
TOTAL		1866.00	1635.47	291.54	643.84	2122.74	4693.39	2570.65	137.78%
% of Total		100.00%	87.65%	15.62%	34.49%	Equivalent PTE's Processed			469339

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
APRIL, 1994	1	100.80	93.43	0.05	52.42	44.09	189.99	145.9	145.03%
	2	459.75	297.56	29.31	143.21	604.96	1075.04	470.08	102.25%
	3	498.37	484.84	30.65	183.51	589.29	1238.29	649	130.22%
	4	424.25	562.60	22.66	144.19	675.82	1305.07	729.45	171.84%
	5	454.93	602.15	6.60	148.76	414.13	1169.64	755.51	166.07%
TOTAL		1937.90	2020.58	68.27	640.09	2228.08	4978.03	2749.94	141.90%
% of Total		100.00%	104.27%	4.61%	33.03%	Equivalent PTE's Processed			497803

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MAY, 1994	1	394.99	381.09	20.90	153.51	421.70	977.2	555.5	140.84%
	2	426.23	361.49	17.56	179.11	407.65	965.81	558.16	130.95%
	3	507.26	423.20	36.65	158.85	311.51	930.21	618.7	121.97%
	4	438.29	46.06	18.00	158.09	466.45	688.6	222.15	50.60%
	5	66.26	181.14	2.41	22.62	198.19	404.36	206.17	238.95%
TOTAL		1853.05	1392.98	95.82	672.18	1805.50	3966.18	2160.68	116.60%
% of Total		100.00%	75.17%	5.15%	36.27%	Equivalent PTE's Processed			396618

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JUNE, 1994	1	308.96	202.20	0.00	113.66	304.74	620.6	315.66	102.23%
	2	416.83	319.30	12.05	153.72	491.90	978.97	485.07	116.37%
	3	426.18	293.63	11.91	164.92	533.18	1003.64	470.46	110.36%
	4	437.16	266.78	9.93	164.91	511.25	948.67	437.62	100.10%
	5	252.89	170.80	18.67	105.57	294.33	589.17	294.84	116.56%
TOTAL		1842.04	1254.51	48.56	702.78	2135.40	4139.25	2003.85	108.78%
% of Total		100.00%	68.10%	2.53%	38.15%	Equivalent PTE's Processed			413925

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JULY, 1994	1	104.76	66.18	0.00	53.32	127.44	246.94	119.5	114.07%
	2	401.51	399.51	13.02	127.56	326.00	866.09	540.09	134.51%
	3	454.31	491.92	54.97	122.91	54.44	724.24	669.8	147.43%
	4	403.62	263.17	13.81	172.14	0.00	449.12	449.12	111.27%
	5	448.58	329.47	2.81	175.75	0.00	508.03	508.03	113.76%
TOTAL		1810.78	1550.25	84.61	651.68	507.88	2794.42	2286.54	126.27%
% of Total		100.00%	85.61%	4.67%	35.99%	Equivalent PTE's Processed			279442

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
AUGUST, 1994	1	409.05	454.44	4.04	176.67	0.00	635.15	635.15	155.27%
	2	414.09	333.01	2.21	134.23	0.00	469.45	469.45	113.37%
	3	354.17	371.40	2.78	163.70	0.00	537.88	537.88	151.87%
	4	449.33	241.64	60.75	172.48	0.00	465.07	465.07	103.50%
	5	251.90	244.10	1.23	81.34	0.00	326.67	326.67	129.68%
TOTAL		1878.54	1644.79	61.01	728.42	0.00	2434.22	2434.22	129.68%
% of Total		100.00%	87.56%	3.25%	38.78%	Equivalent PTE's Processed			243422

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
SEPTEMBER, 1994	1	187.88	131.49	0.00	81.43	0.00	212.92	212.92	113.34%
	2	377.85	329.53	0.00	158.28	0.00	487.81	487.81	129.10%
	3	431.94	353.94	7.98	83.98	0.00	445.88	445.88	103.23%
	4	448.25	245.54	13.25	235.08	0.00	493.87	493.87	110.18%
	5	480.80	244.44	73.51	134.85	0.00	452.8	452.8	94.13%
TOTAL		1926.70	1304.94	94.72	693.42	0.00	2093.08	2093.08	108.64%
% of Total		100.00%	67.73%	4.92%	35.99%		Equivalent PTE's Processed		209308

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
OCTOBER, 1994	1	404.15	223.47	18.98	155.39	0.00	397.82	397.82	98.43%
	2	400.99	283.13	12.62	127.97	0.00	423.72	423.72	105.67%
	3	514.83	418.38	9.12	152.91	0.00	578.41	578.41	112.35%
	4	527.21	513.12	13.92	130.97	0.00	658.01	658.01	124.81%
	5	70.72	187.14	18.91	0.00	0.00	204.05	204.05	288.53%
TOTAL		1917.90	1623.24	71.53	567.24	0.00	2262.01	2262.01	117.94%
% of Total		100.00%	84.64%	3.73%	29.58%		Equivalent PTE's Processed		226201

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
NOVEMBER, 1994	1	414.44	331.40	18.84	148.33	0.00	496.37	496.37	119.77%
	2	475.73	384.29	27.72	147.15	0.00	559.16	559.16	117.54%
	3	438.98	385.82	14.32	48.70	0.00	448.84	448.84	101.79%
	4	378.18	381.68	25.83	142.12	0.00	550.81	550.81	145.80%
	5	277.09	193.88	12.05	79.11	0.00	285.02	285.02	102.86%
TOTAL		1984.40	1677.03	99.56	561.41	0.00	2338	2338	117.82%
% of Total		100.00%	84.51%	5.02%	28.29%		Equivalent PTE's Processed		233800

Month	Weekly Period	Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
DECEMBER, 1994	1	294.58	82.02	23.44	0.00	0.00	107.46	107.46	36.48%
	2	451.06	215.52	53.90	124.20	0.00	393.62	393.62	87.27%
	3	410.09	513.27	51.20	178.43	0.00	742.9	742.9	181.16%
	4	389.82	364.09	36.65	0.00	0.00	400.74	400.74	102.80%
	5	373.15	236.34	29.03	30.37	0.00	295.74	295.74	79.25%
TOTAL		1918.70	1411.24	196.22	333.00	0.00	1940.46	1940.46	101.13%
% of Total		100.00%	73.55%	10.23%	17.36%		Equivalent PTE's Processed		194046

		Tons In	Recycled Materials				Total Tons		
			TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
TOTAL 1994		22688.74	16680.20	1649.10	7341.11	12375.26	38045.67	25670.41	113.14%
% of Total		100.00%	73.52%	7.27%	32.36%		Equivalent PTE's Processed		3804567

Interrogatory No. 19 Describe the fire control equipment and resources present at the Florida Tire site.

FTR maintains a Quick Response Fire Battalion under the supervision of its foreman, Paul Griffis. This fire team is trained in the use of equipment which includes: (a) 2 self contained six wheel drive, all terrain 1000 gallon fire tank trucks one of which is equipped with foam and which can reach any area of the property on the currently installed roads in any weather conditions; (b) 2 six yard front end loaders, 1 two and one half yard front end loader; (c) 2 twenty yard end dumps; (d) miscellaneous hose and hand tools.

Interrogatory No. 20: Identify the volume of waste tires (whole tires, shreds and all tire material) present at the Florida Tire site as of December 31, 1994.

24,642 tons

Interrogatory No. 21: Identify the quantity of waste tires accepted by and shipped to Georgia Pacific from Florida Tire from January 1, 1994 to present and indicate whether the material was shipped to Cedar Springs, Georgia or Brunswick, Georgia.

See response to Interrogatory # 7

Interrogatory No. 22: Identify the volume of waste tire material shipped to landfills for disposal from July 1, 1994 to present and the location of the landfill accepting any volume of waste tire material from Florida Tire for disposal

1. See attached report.

2. All tire shreds shipped to landfill for disposal after July 1, 1994 were directed to Orange Waste Recycling and Materials, Inc., Orlando, Fl.

FLORIDA TIRE RECYCLING, INC.
 RECAP OF MATERIALS HANDLED
 CALENDAR YEAR 1994

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
JANUARY, 1994	1	473.07	24.32	49.26	74.88	105.00	253.46	148.46	31.38%
	2	505.95	0.00	99.17	151.72	210.00	460.89	250.89	49.59%
	3	350.42	0.00	53.07	153.19	514.92	721.18	206.26	58.86%
	4	500.37	0.00	69.38	151.36	846.54	1067.28	220.74	44.12%
	5	71.71	0.00	5.00	26.15	97.34	128.49	31.15	43.44%
TOTAL		1901.52	24.32	275.88	557.30	1773.80	2631.3	857.5	45.10%
% of Total		100.00%	1.28%	14.51%	29.31%	Equivalent PTE's Processed			263130

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
FEBRUARY, 1994	1	406.58	22.09	48.35	103.57	349.32	523.33	174.01	42.80%
	2	529.93	307.21	51.00	154.49	657.71	1170.41	512.7	98.75%
	3	454.88	388.92	60.85	152.17	353.10	955.04	601.94	132.33%
	4	418.85	353.99	57.36	152.32	313.22	878.89	563.67	134.58%
	5	40.97	68.64	25.12	27.40	128.50	249.66	121.16	295.73%
TOTAL		1851.21	1140.85	242.68	589.95	1801.85	3775.33	1973.48	106.60%
% of Total		100.00%	61.63%	13.11%	31.87%	Equivalent PTE's Processed			377533

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
MARCH, 1994	1	347.64	120.71	75.55	84.56	270.80	551.62	280.82	80.78%
	2	323.52	349.10	22.58	152.36	413.12	937.16	524.04	161.98%
	3	450.63	481.64	87.66	152.61	288.95	1010.86	721.91	160.20%
	4	422.51	339.41	72.58	153.20	615.78	1180.97	565.19	133.77%
	5	321.70	344.61	33.17	100.91	534.09	1012.78	478.69	148.80%
TOTAL		1866.00	1635.47	291.54	643.64	2122.74	4893.39	2570.65	137.76%
% of Total		100.00%	87.65%	15.62%	34.49%	Equivalent PTE's Processed			469339

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
APRIL, 1994	1	100.60	93.43	0.05	52.42	44.09	189.99	145.9	145.03%
	2	459.75	297.56	29.31	143.21	604.96	1075.04	470.06	102.25%
	3	498.37	464.84	30.65	153.51	589.29	1238.29	649	130.22%
	4	424.25	562.60	22.66	144.19	575.62	1305.07	729.45	171.94%
	5	454.93	602.15	6.60	146.78	414.13	1169.64	755.51	166.07%
TOTAL		1937.90	2020.58	89.27	640.09	2228.09	4978.03	2749.94	141.90%
% of Total		100.00%	104.27%	4.61%	33.03%	Equivalent PTE's Processed			497803

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MAY, 1994	1	394.99	381.09	20.90	153.51	421.70	977.2	555.5	140.64%
	2	426.23	361.49	17.56	179.11	407.65	965.81	558.16	130.95%
	3	507.26	423.20	36.65	158.85	311.51	930.21	618.7	121.97%
	4	438.29	46.06	18.00	158.09	466.45	688.6	222.15	50.69%
	5	86.28	181.14	2.41	22.62	198.19	404.36	206.17	238.95%
TOTAL		1853.05	1392.98	95.52	672.18	1805.50	3966.18	2160.68	116.60%
% of Total		100.00%	75.17%	5.15%	36.27%	Equivalent PTE's Processed			396618

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JUNE, 1994	1	308.96	202.20	0.00	113.66	304.74	620.6	315.86	102.23%
	2	416.83	319.30	12.05	153.72	491.90	976.97	485.07	116.37%
	3	426.18	293.63	11.91	164.92	533.18	1003.64	470.46	110.39%
	4	437.18	268.78	3.93	164.91	511.25	948.87	437.82	100.10%
	5	252.89	170.60	18.67	105.57	294.33	589.17	294.84	116.59%
TOTAL		1842.04	1254.51	46.56	702.78	2135.40	4139.25	2003.85	108.78%
% of Total		100.00%	68.10%	2.53%	38.15%	Equivalent PTE's Processed			413925

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JULY, 1994	1	104.76	66.18	0.00	53.32	127.44	246.94	119.5	114.07%
	2	401.51	399.51	13.02	127.56	326.00	866.09	540.09	134.51%
	3	454.31	491.92	54.97	122.91	54.44	724.24	669.8	147.43%
	4	403.62	263.17	13.81	172.14	0.00	449.12	449.12	111.27%
	5	446.58	329.47	2.81	175.75	0.00	508.03	508.03	113.76%
TOTAL		1810.78	1550.25	84.61	651.68	507.88	2794.42	2286.54	126.27%
% of Total		100.00%	85.61%	4.67%	35.99%	Equivalent PTE's Processed			279442

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
AUGUST, 1994	1	409.05	454.44	4.04	176.67	0.00	635.15	635.15	155.27%
	2	414.09	333.01	2.21	134.23	0.00	469.45	469.45	113.37%
	3	354.17	371.40	2.78	163.70	0.00	537.88	537.88	151.87%
	4	449.33	241.84	50.75	172.48	0.00	465.07	465.07	103.50%
	5	251.90	244.10	1.23	81.34	0.00	326.67	326.67	129.68%
TOTAL		1878.54	1644.79	61.01	728.42	0.00	2434.22	2434.22	129.58%
% of Total		100.00%	87.56%	3.25%	38.78%	Equivalent PTE's Processed			243422

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
SEPTEMBER, 1994	1	187.86	131.49	0.00	81.43	0.00	212.92	212.92	113.34%
	2	377.85	329.53	0.00	158.28	0.00	487.81	487.81	129.10%
	3	431.94	353.94	7.96	83.98	0.00	445.88	445.88	103.23%
	4	448.25	245.54	13.25	235.08	0.00	493.87	493.87	110.18%
	5	480.80	244.44	73.51	134.85	0.00	452.6	452.6	94.13%
TOTAL		1926.70	1304.94	94.72	693.42	0.00	2093.08	2093.08	108.64%
% of Total		100.00%	87.73%	4.92%	35.99%	Equivalent PTE's Processed			209308

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
OCTOBER, 1994	1	404.15	223.47	18.96	155.39	0.00	397.82	397.82	98.43%
	2	400.99	283.13	12.62	127.97	0.00	423.72	423.72	105.67%
	3	514.83	416.38	9.12	152.91	0.00	578.41	578.41	112.35%
	4	527.21	513.12	13.92	130.97	0.00	658.01	658.01	124.81%
	5	70.72	187.14	18.91	0.00	0.00	204.05	204.05	288.53%
TOTAL		1917.90	1623.24	71.53	567.24	0.00	2262.01	2262.01	117.94%
% of Total		100.00%	84.64%	3.73%	29.58%	Equivalent PTE's Processed			226201

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
NOVEMBER, 1994	1	414.44	331.40	18.64	149.33	0.00	496.37	496.37	119.77%
	2	475.73	384.29	27.72	147.15	0.00	559.16	559.16	117.54%
	3	438.98	385.82	14.32	46.70	0.00	446.84	446.84	101.79%
	4	378.16	381.66	26.83	142.12	0.00	550.61	550.61	145.80%
	5	277.09	193.86	12.05	79.11	0.00	285.02	285.02	102.86%
TOTAL		1984.40	1677.03	99.56	561.41	0.00	2338	2338	117.82%
% of Total		100.00%	84.51%	5.02%	28.29%	Equivalent PTE's Processed			233800

Month	Weekly Period	Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
DECEMBER, 1994	1	294.58	82.02	25.44	0.00	0.00	107.46	107.46	36.48%
	2	451.06	215.52	53.90	124.20	0.00	393.62	393.62	87.27%
	3	410.09	513.27	51.20	178.43	0.00	742.9	742.9	181.16%
	4	389.82	364.09	36.65	0.00	0.00	400.74	400.74	102.80%
	5	373.15	236.34	29.03	30.37	0.00	295.74	295.74	79.25%
TOTAL		1918.70	1411.24	196.22	333.00	0.00	1940.46	1940.46	101.13%
% of Total		100.00%	73.55%	10.23%	17.36%	Equivalent PTE's Processed			194046

		Tons In	Recycled Materials			Landfill Disposal	Total Tons		Percent Recycled
			TDF	Casing Sales	Civil Eng. Use		Out	Recycled	
TOTAL 1994		22688.74	16680.20	1649.10	7341.11	12375.26	38045.67	25670.41	113.14%
% of Total		100.00%	73.52%	7.27%	32.36%	Equivalent PTE's Processed			3804567

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
JANUARY, 1995	1	395.36	229.38	78.13			307.51	307.51	77.78%
	2	414.76		18.36	255.04		273.4	273.4	65.92%
	3	367.28		15.23	275.25		290.48	290.48	79.09%
	4	335.24	85.64	28.56	185.98		300.18	300.18	89.54%
	5	123.40	178.11	11.62	207.73		397.46	397.46	322.09%
TOTAL		1636.04	493.13	151.90	924.00	0.00	1569.03	1569.03	95.90%
% of Total		100.00%	30.14%	9.28%	56.48%	Equivalent PTE's Processed			156903

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
FEBRUARY, 1995	1	278.58	218.25		137.20	0.00	355.45	355.45	127.59%
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		278.58	218.25	0.00	137.20	0.00	355.45	355.45	127.59%
% of Total		100.00%	78.34%	0.00%	49.25%	Equivalent PTE's Processed			35545

			Recycled Materials			Total Tons			
Month	Weekly Period	Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
MARCH, 1995	1					0.00	0	0	ERR
	2					0.00	0	0	ERR
	3					0.00	0	0	ERR
	4					0.00	0	0	ERR
	5					0.00	0	0	ERR
TOTAL		0.00	0.00	0.00	0.00	0.00	0	0	ERR
% of Total		ERR	ERR	ERR	ERR	Equivalent PTE's Processed			0

			Recycled Materials			Total Tons			
		Tons In	TDF	Casing Sales	Civil Eng. Use	Landfill Disposal	Out	Recycled	Percent Recycled
TOT 1/1/94-3/31/95		24603.36	17391.58	1801.00	8402.31	12375.26	39970.15	27594.89	112.16%
% of Total		100.00%	70.69%	7.32%	34.15%	Equivalent PTE's Processed			3997015

Interrogatory No. 24: Is any waste tire material located within Florida Power and Light's 600 foot easement over the Florida Tire site?

No

Interrogatory No. 25: Has Florida Tire initiated construction on the Management and Storage of Surface Waters (MSSW) system for which the Department of Environmental Protection issued a permit on November 7, 1994.

As Florida Tire informed the Department prior to its issuance of the MSSW permit, Florida Tire has been unable commence construction of the MSSW improvements because Florida Tire's lenders will not commit sufficient funds to the corporation to effectuate these improvements until there is greater certainty that DEP will ultimately renew its operating permit for the site. Florida Tire has made diligent efforts to achieve that certainty by attempting to arrive at mutually agreeable arrangements with DEP concerning its permit renewal application, particularly the financial security provisions. Though Florida Tire was fully engaged with DEP concerning arrangements for resolving these interconnected issues - DEP has failed to cooperatively work with Florida Tire to find an acceptable resolution to this "Catch-22" situation, leaving Florida Tire unable to obtain the financing to move forward with MSSW improvements.

Interrogatory No. 26: Identify each person providing information for, or otherwise participating in, the preparation of the answers to these interrogatories.

John J. Wilson

David L. Quarterson

Interrogatory No. 27: Identify all documents upon which you relied in preparing the answers to these interrogatories.

Files and records of Florida Tire Recycling, Inc.

STATE OF FLORIDA

COUNTY OF St Lucie

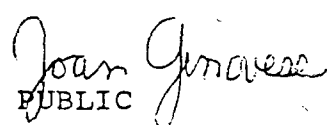
I have read the foregoing interrogatories. The answers to the interrogatories are true, correct, and complete to the best of my knowledge and belief.

By: 

As Authorized Agent or Officer

SWORN AND SUBSCRIBED before me on this 14th day of FEBRUARY, 1995.

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXPIRES 2-1-96
BONDED THRU GENERAL INS. CO.


NOTARY PUBLIC

My Commission Expires:

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

DISTRICT ROUTING SLIP

To: Vineeth Kamath DATE: 2/7/95

CC To:

	PENSACOLA	NORTHWEST DISTRICT	
	Panama City	Northwest District Branch Office	
	Tallahassee	Northwest District Branch Office	
	Sopchoppy	Northwest District Satellite Office	
	TAMPA	SOUTHWEST DISTRICT	
	Punta Gorda	Southwest District Branch Office	
	Bartow	Southwest District Satellite Office	
	ORLANDO	CENTRAL DISTRICT	
	Melbourne	Central District Satellite Office	
	JACKSONVILLE	NORTHEAST DISTRICT	
	Gainesville	Northeast District Branch Office	
	FORT MYERS	SOUTH DISTRICT	
	Marathon	South District Branch Office	
✓	WEST PALM BEACH	SOUTHEAST DISTRICT	
	Port St. Lucie	Southeast District Branch Office	

☐

Reply Optional
Date Due: _____

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Reply Required
Date Due: _____

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Info Only

Comments:

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FEB 10 1995

DEPT OF ENV PROTECTION
WEST PALM BEACH

From:

Janet E. Bowman

Tel.:

488-9730



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

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FEB 10 1995
DEPT OF ENV PROTECTION
WEST PALM BEACH

February 1, 1995

The Honorable Ken Pruitt
Florida House of Representatives
2400 SE Midport Road, Suite 310
Port St. Lucie, Florida 34952

Dear Representative Pruitt: *Ken*

This letter responds to your inquiry regarding the status of the Florida Tire Recycling, Inc. site in St. Lucie County. As you know, the Department filed a civil lawsuit against Florida Tire in 1993 seeking injunctive relief and civil penalties based on Florida Tire's failure to comply with the terms of their waste tire processing permit and Chapter 62-711, Florida Administrative Code, and based on the public health threat posed by the improper storage of tires at the site. In January 1994, the Department and Florida Tire entered a stipulated Consent Injunction, negotiated during mediation, which requires Florida Tire to reconfigure and remove the stockpiled tires at the site. Ultimately, the Consent Injunction requires Florida Tire to either obtain a waste tire processing permit or remove all of the tire material from the site by December 31, 1994.

In addition, the Consent Injunction requires a number of corrective actions including:

- 1) Design and construction of a perimeter roadway and central access roadway around and through the site; and
- 2) Submit Management and Storage of Surface Waters (MSSW), Dredge and Fill, and Waste Tire Processing permit applications;
- 3) Fire Protection and Security Measures;
- 4) Reconfigure the tire material piles at the site following Chapter 62-711, F.A.C., and remove all tire material from the FP&L easement within 180 days of entry of the Consent Injunction;
- 5) For the first six months of the Consent Injunction, remove 100 tons/day more tires than are brought on site each day;

- 6) Create a financial responsibility trust fund with monthly contribution until compliance with a waste tire processing permit or all tire material is removed from the site; and
- 7) By December 31, 1994, Florida Tire shall remove and properly dispose of pursuant to a DEP approved plan, all waste tires for which storage is not authorized by a DEP waste tire processing permit.

The corrective actions are designed to abate the health and public safety threat, posed by over 60,000 tons of stockpiled tire material, and to bring Florida Tire into compliance with the Department's tire rules.

Approximately six months into the Consent Injunction, Florida Tire had submitted an MSSW, Dredge and Fill and Waste Tire Processing permit application, provided on-site security and begun to reconfigure the tire piles.

On July 11, 1994, Florida Tire filed a motion with the circuit court entitled "Motion to Enforce Injunction, for Supplemental Relief and Appointment of Special Master" requesting the court to delete some of the requirements of the Consent Injunction and extend the deadlines for compliance with the terms of the Consent Injunction. In addition, Florida Tire alleged that the Department was not acting in good faith in processing the Dredge and Fill and MSSW permit applications. The cover letter to the Department accompanying the Motion indicated that Florida Tire would postpone requesting a hearing on the Motion if DEP would agree to meet with Florida Tire.

In response to the letter, Department staff met with Florida Tire and their counsel on August 10, 1994 in West Palm Beach. During the meeting, the specific problem of Florida Tire's inability to provide financial responsibility up front for the removal of 9700 tons of waste tire material was discussed. At the meeting, Ernie Frey, Acting District Manager, committed to talking to DEP Waste Management Program Staff about alternative methods of providing financial responsibility that could be made available to Florida Tire if all of the other requirements for obtaining a waste tire permit were met.

Honorable Ken Pruitt
February 1, 1995
Page 3

On August 25, 1994, a second meeting was held between Department staff and Florida Tire in West Palm Beach. At that meeting, DEP District staff indicated their willingness to consider a six month extension of the terms of the Consent Injunction provided that Florida Tire could meet all of the other requirements for a waste tire permit before the end of the proposed six month period. In addition, the Department indicated it would consider a compliance schedule for meeting the financial responsibility requirements of the tire rule in the form of a compliance agreement to accompany the waste tire processing permit.

In early September, several landfills to which Florida Tire had previously been transporting tire material for disposal, contacted the Department and indicated that they would no longer accept material from Florida Tire. As Florida Tire indicated these locations in their waste tire processing permit application, this raised an issue of whether Florida Tire could provide reasonable assurance that it could process and dispose of the requested permit volume of 9700 tons/day. Accordingly, on September 8, 1994, the Department sent a letter to Florida Tire's counsel inquiring about the canceled landfill contracts.

On September 9, 1994, Florida Tire sent a letter to Ernie Frey, Acting District Manager, proposing the delay of the reduction of material to their requested permit volume of 9700 tons until December 31, 1995. Under this schedule, Florida Tire would not qualify for a waste tire processing permit until December 31, 1995 at the earliest. Therefore, this proposal would delay the volume reduction requirements of the Consent Injunction by at least a year.

On September 20, 1994, Florida Tire met with DEP staff, including the Acting District Manager, Ernie Frey, in West Palm Beach. At that time, staff questioned the now one year extension proposal submitted by Florida Tire. Of specific concern was Florida Tire's unwillingness to commit to monthly criteria for the removal of tire material from the site so that the Department has assurance that the stockpile of tire material at the site is reduced at an acceptable rate. At the end of the meeting, Florida Tire was asked to provide the Department with milestones for reducing the stockpile of tires at the site.

Honorable Ken Pruitt
February 1, 1995
Page 4

On September 28, 1994, Florida Tire submitted a proposal to the Department that contained quarterly reduction goals as opposed to specific monthly reduction deadlines. Moreover, Florida Tire's ability to meet these goals was portrayed in the letter as entirely dependent on whether Georgia Pacific continues to accept material from Florida Tire. Georgia Pacific is not obligated to accept guaranteed quantities of tire material from Florida Tire. Finally, the letter indicates that, by Florida Tire's estimate, 22,000 to 25,000 tons of tires remain stockpiled at the St. Lucie County site.

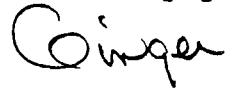
On October 24, 1994, Florida Tire sent a letter to Ernie Frey stating that Florida Tire would not proceed with the construction of the stormwater system as required by the Consent Injunction unless the Department would commit to the issuance of a waste tire processing permit. In response to this letter, Carlos Rivero-deAguilar, the new Director of District Management, sent a letter to Florida Tire on November 29, 1994 stating that construction of the stormwater system, for which a permit was issued on November 7, 1994, must be initiated under the Consent Injunction and is not tied to Florida Tire's pending waste tire processing permit. In response, on December 9, 1994, Florida Tire sent a letter to Carlos Rivero-deAguilar stating that Florida Tire did not want to construct the stormwater system without the Department promising them a permit and contesting statements made in the November 29th letter regarding the state of compliance of the site.

At present, Florida Tire's proposal of September 28, 1994 to extend the Consent Injunction by a year is unacceptable to the Department. Both the proposal and Florida Tire's pending permit application fail to provide reasonable assurances that the stockpiled material at the site will be removed in a reasonable amount of time or that the material will be properly configured and maintained to prevent the threat of fire. A survey conducted at the Florida Tire site in late September and early October indicates that many of the tire piles at the site do not have adequate fire lanes and exceed the dimension limitations of the Department's tire rule and that the volume of material at the site significantly exceeds the 25,000 ton figure estimated by Florida Tire.

Honorable Ken Pruitt
February 1, 1995
Page 5

I have asked Carlos Rivero-deAguilar to meet with Florida Tire as soon as possible to discuss the Department's position. In addition, if you are interested in additional information regarding Florida Tire, my staff is available to brief you on this matter at your convenience.

Sincerely yours,



Virginia B. Wetherell
Secretary

cc: Carlos Rivero-deAguilar
Vivek Kamath
Janet Bowman

GUNSTER, YOAKLEY Valdes-Fauli & STEWART, PA.

ATTORNEYS AT LAW
PHILLIPS POINT, SUITE 500 EAST
777 SOUTH FLAGLER DRIVE
WEST PALM BEACH, FLORIDA 33401-6194
P.O. BOX 4587
WEST PALM BEACH, FLORIDA 33402-4587

8:07

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FORT LAUDERDALE, FL (305) 462-2000

TELEPHONE (407) 655-1980
FAX (407) 655-3677

FAX TRANSMITTAL FORM

DATE: January 18, 1995

TO: Janet Bowman
FIRM: Department of Environmental Protection
CITY, STATE: Tallahassee, FL
FAX #: 904-488-2439
PHONE #: 904-488-9370

FROM: Donald J. Beuttenmuller, Jr. Phone #: 407 650-0509

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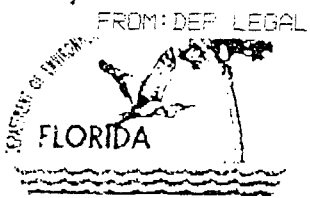
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Please deliver to Ms. Janet Bowman ASAP.

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CLIENT/MATTER#: DEP v FLA TIRE



TO: S.E. FIELD OFFICE

JAN 18, 1995 11:01AM #137 P.01

Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

January 18, 1995

Donald J. Beuttenmuller, Jr.
Gunster, Yoakley, Valdes-Fauli & Stewart, P.A.
P.O. Box 4587
West Palm Beach, FL 33402-4587

By Facsimile

Re: DEP vs. Florida Tire Recycling; OGC No. 92-1094C

Dear Don:

The purpose of the interrogatories which you received yesterday is to apprise the Department of the current status of the Florida Tire site and to keep the file current. I would not attach any hidden meaning to the interrogatories.

Sincerely,

Janet E. Bowman
Assistant General Counsel

cc: Carlos Rivero-deAguilar

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To: Carlos R. deAguilar	From: Janet Bowman	
Co. WRP	Co. DEP	
Dept.	Phone # 488-9730	
Fax # 907 433-2683	Fax # 488-2439	

GUNSTER, YOAKLEY, VALDEZ-PAULI & STEWART, P.A.

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STUART, FL (407) 288-1980
TALLAHASSEE, FL (904) 222-6660

January 18, 1995

Janet E. Bowman, Esquire
Office of General Counsel
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Re: DEP Interrogatories propounded in
Case No. 93-895CA17 (St. Lucie Co.);

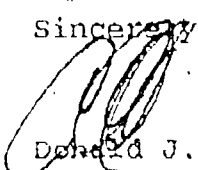
Dear Janet:

In July, 1994, Florida Tire filed a motion to enforce, modify or dissolve the injunction issued in this cause. At the same time, it asked DEP if it wished to meet to attempt to amicably resolve the matters which had led to the filing of the motion in the first instance. I attended the first meeting and it seemed as though matters were off and running in the right direction.

Yesterday we received a set of interrogatories from DEP. I would like to know what is the meaning of that? Are we again at a state of war?

Please advise me promptly of DEP's response.

Sincerely,


Donald J. Deutenmuller, Jr.

cc: Jim Brindell