



**FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION**

BOB MARTINEZ CENTER  
2600 BLAIR STONE ROAD  
TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT  
GOVERNOR

HERSCHEL T. VINYARD JR.  
SECRETARY

September 6, 2013

**NOTICE OF PERMIT MODIFICATION**

By-Email  
thawkins@wm.com

In the Matter of an  
Application for Permit by:  
Waste Management Inc. of Florida  
2700 Wiles Road  
Pompano Beach, FL 33073

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Duval  
WACS # 33628  
Trail Ridge Landfill, Inc.

Attention: Tim Hawkins

DEP File No: 0013493-017-SO

Pursuant to Sections 403.061(14) and 403.707, Florida Statutes, the Department hereby issues modification number 0013493-024-SO. The following conditions of permit number 0013493-017-SO are modified as follows:

<b>SPECIFIC CONDITIONS</b>	<b>FROM</b>	<b>TO</b>	<b>TYPE OF MODIFICATION</b>
33 a.	Existing	Amended	Previously required all mulch used for cover to be essentially free of plastic. Changed to allow yard trash mulch used for cover to contain incidental amounts of shredded plastic yard trash bags.
33 b.	Existing	Amended	Previously required all mulch used for cover to be essentially free of plastic. Changed to allow yard trash mulch used for cover to contain incidental amounts of shredded plastic yard trash bags.

35 b.(1)		Added	The use of soil/mulch mixtures of up to 50% yard trash mulch by volume per DEP Guidance Memo #SWM-05.4 in side slope final cover.
35 b.(2)		Added	The use of soil/mulch mixtures of up to 50% yard trash mulch by volume per DEP Guidance Memo #SWM-05.4 in top area final cover.

Attached is Permit Number 0013493-017-SO as modified by this Order. The attached permit replaces all previous permits and permit modifications for this facility.

A person whose substantial interests are affected by this modification of permit may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Petitions by the applicant or any of the parties listed below must be filed within fourteen days of receipt of this written notice. Petitions filed by other persons must be filed within fourteen days of publication of the notice or receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication. The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are or will be affected by the Department's action or proposed action;
- (d) A statement of all material facts disputed by petitioner or a statement that there are no disputed facts;

(e) A statement of the ultimate facts alleged, including a statement of the specific facts which the petitioner contends warrant reversal or modification of the Department's action or proposed action;

(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the Department's action or proposed action; and

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

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

In accordance with Section 120.573, F.S., the Department advises that mediation is not available in this case under the provisions of that statute. This does not prevent any interested parties from agreeing to other forms of alternate dispute resolution.

Any party to this order has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the clerk of the Department in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Leon County, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

 for

Charles F. Goddard, Program Administrator  
Permitting and Compliance Assistance Program

FILING AND ACKNOWLEDGEMENT

FILED, on this date, pursuant to Section 120.52, F.S. with the designated Department Clerk,  
receipt of which is hereby acknowledged.



Clerk

9-6-13

Date

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this INTENT TO ISSUE and  
all copies were sent before the close of business on September 6, 2013 to the listed persons.



Clerk

Enclosure: Permit No. 0013493-017-SO

Copies furnished to:

Scott McCallister, PG – Cornerstone Environmental Group, LLC

Michael Bogin – FDEP Northeast District