



**Florida Department of
Environmental Protection
Inspection Checklist**

FACILITY INFORMATION:

Facility Name:	ANGELA PASTULA PROPERTY
On-site Inspection Start Date:	05/16/2023
On-site Inspection End Date:	05/16/2023
WACS No.:	107893
Facility Street Address:	2159 SW 20TH STREET
City:	BELL
County Name:	GILCHRIST
Zip:	32619

INSPECTION PARTICIPANTS:

(Include ALL Landfill and Department Personnel with Corresponding Titles)

Principal Inspector: Neil Hornick, P.G., Inspector

Other Participants: Earl Jones, Inspector; Rodney Tomlinson, County Service Technician; Angela Pastula, Property Owner; Stephen Pastula, Complainant;

INSPECTION TYPE:

Complaint Investigation Inspection for Other - Unauthorized Disposal/Processing

ATTACHMENTS TO THE INSPECTION CHECKLIST:

This Cover Page to the Inspection Checklist may include any or all of the following attachments as appropriate.

Note: Checklist items with shaded boxes are for informational purposes only.

13.0 - SECTION 13.0 - COMPLAINT INVESTIGATIONS

Inspection Date: 05/16/2023

13.0 - SECTION 13.0 - COMPLAINT INVESTIGATIONS**Requirements:**

The requirements listed in this section provide an opportunity for the Department's inspector to indicate the conditions found at the time of the inspection. A "Not Ok" response to a requirement indicates either a potential violation of the corresponding rule or an area of concern that requires more attention. Both potential violations and areas of concern are discussed further at the end of this inspection report.

Item No.	SOLID WASTE PROHIBITIONS (unless "grandfathered" in, see 62- 701.300 (18))	Ok	Not Ok	Unk	N/A
13.1	Unauthorized storing, processing, or disposing of solid waste except as authorized at a permitted solid waste management facility or a facility exempt from permitting under this chapter? 62-701.300(1)(a)		✓		
13.2	Authorized or unauthorized storing, processing, or disposing of solid waste in a manner or location that causes air quality standards to be violated or water quality standards or criteria of receiving waters to be violated? 62-701.300(1)(b)	✓			
13.3	Unauthorized disposal or storage prohibited, except yard trash, within 500 feet of a potable water well? 62-701.300(2)(b)	✓			
13.4	Unauthorized disposal or storage in a dewatered pit without liner or leachate controls? 62-701.300(2)(c)	✓			
13.5	Unauthorized disposal or storage prohibited in any natural or artificial body of water including groundwater and wetlands? (Does not apply to standing water after a storm event.) 62-701.300(2)(d)	✓			
13.6	Unauthorized disposal or storage prohibited, except yard trash, within 200 feet of any natural or artificial body of water, including wetlands without permanent leachate controls, except impoundments or conveyances which are part of an on-site, permitted stormwater management system or on-site water bodies with no off-site discharge? 62-701.300(2)(e)	✓			
13.7	Unauthorized storage or disposal on the right of way of any public highway, road or alley? 62- 701.300(2)(f)	✓			
13.8	Unauthorized open burning of solid waste prohibited except in accordance with Department requirements? 62-701.300(3)	✓			
13.9	Are the following unauthorized wastes or special wastes properly managed? (Check any that are Not OK)				
13.9.1	CCA treated wood being ground into mulch, compost, or any wood product that is applied to the ground or burned 62-701.300(14)	✓			
13.10	Unauthorized storage or disposal of yard trash within 100 feet of potable water wells (except on-site), and /or 50 feet of water bodies? 62-701.300(12)	✓			
13.11	Waste tire prohibitions:				
13.11.1	Maintaining a waste tire site consisting of more than 1500 tires that is not an integral part of a permitted waste tire processing facility. 62-711.400(1)	✓			
13.11.2	Disposing of waste tires except as permitted at a permitted solid waste management facility. 62-711.400 (2)		✓		
13.11.3	Storing waste tires only as a part of a waste tire collection center, permitted waste tire processing facility, permitted solid waste management facility, or other exempt facility. 62-711.400(4)				
13.11.4	Contracting with only registered or exempt waste tire collectors for the transportation, disposal, or processing of more than 25 waste tires. 62-711.400(5)	✓			
13.12	Is disposal of bodies of domestic animals, upon the death of such animals due to disease, accomplished pursuant to Section 823.041(1), F.S.? 62-701.520(5)(a)				✓
13.13	Is disposal of dead poultry and hatchery residue accomplished pursuant to Section 583.181(2), F.S.? 62-701.520(5)(b)				✓
13.14	Are bodies of captive wildlife, of fish or marine mammals, as well as bodies of domestic animals that have not died due to disease, either used, burned, disposed of in a Class I landfill, or disposed of on the property where they died, or other properties approved of by the Department, provided they are buried at least two feet below the surface of the ground and above the water table? 62-701.520(5)(c)				✓
13.14.5	For biological waste disposal complaints, the Facility or Responsible Party was provided a copy of the Department's Disposal of Deceased Domestic Animals Guidance Document dated November 9, 2018. (Note: The Guidance Document is to provide direction regarding the disposal of deceased domestic animals pursuant to Chapter 62-701.520(5), F.A.C. and Chapter 823.041, F.S.) Yes No N/A				

Inspection Date: 05/16/2023

13.15	Are all additional specific conditions (not otherwise addressed above) in the permit, registration, Department order or certification, if any, being followed? 62-701.320(1), 403.161, F.S.	✓			
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Inspection Date: 05/16/2023

Current Violations:

Rule: 62-701.300(1)(a)

Question Number: 13.1

Explanation: As part of the complaint site inspection I observed two piles of waste tires. One pile (~275 waste tires) was across SW 20th Street in neatly stacked piles. Ms. Pastula has pallets to put them on, so they will be off the ground and she plans to tarp them to prevent mosquitos. There was a second pile of waste tires by her residence (~200 tires) stored in a waste like manner. Ms. Pastula told me that the tires are not waste, but will be used as part of an art project as she plans to have more delivered. I explained to her that as a non-registered waste tire collector, these tires are in violation of Rule 62.701.330(1)(a) which states, "No person shall store, process, or dispose of solid waste except as authorized at a permitted solid waste management facility or a facility exempt from permitting under this chapter." as well as Rule 62-711.400(2) which states, "No person shall dispose of waste tires except at a permitted solid waste management facility which includes any facility permitted by the Department for the disposal of waste tires."

Corrective Action:

Inspection Date: 05/16/2023

Ms. Pastula verbally agreed to process all of the waste tires within 6 months. I verbally informed Ms. Pastula not to take any more waste tires until all of the waste tires on her property were processed and at that point, only to take a few at a time. I also informed Ms. Pastula to keep me informed of her progress until the waste tires were all processed. As of October 10, 2023, all of the waste tires from both areas were removed and the violation is resolved. Only three large tractor tires were present on the residential portion of the property.

Attachments

Inspection Date: 05/16/2023

5-16-23 - Tire pile across St



5-16-23 - Tire pile by residence



10-10-23 - Tire pile across St



10-10-23 - Tire pile by residence



Rule: 62-711.400(2)
Question Number: 13.11.2
Explanation: See 13.1 above
Corrective Action: See 13.1 above

Comments

This investigation is in response to complaint number 7779 which alleges "the daughter-in-law was bringing in the tires from a tire shop that's being operated from residential property. In speaking with the daughter-in-law (Angela Pastula), she advised that someone was giving her the tires and that she was going to utilize them on the fencing for her horses. The complainant has advised that there have been more tires brought to the vacant property and dumped on the ground. Ms. Pastula owns two parcels at this location, at the time of my visit there were tires on the ground at her residence and the vacant property that she owns across from her residence."

5/16/2023: Per my complaint site inspection, I met Mr. Earl Jones (Gilchrist County Health Department) and we travelled to the site. We met with Ms. Pastula and observed two waste tire piles. One pile (~275 waste tires) was across SW 20th Street, on her private property [immediately adjacent to the complainant's property (Mr. Stephen Pastula, Sr.)], in neatly stacked piles. She has pallets to put them on, so they are off the ground and she plans to tarp them to prevent mosquitos. There was a second pile of waste tires by her

Inspection Date: 05/16/2023

residence (~200 tires). She told me that the tires are not waste but will be used as part of an art project as she plans to have more delivered. I explained to her that as a non-registered waste tire collector, these tires are in violation of 62-701. She told me that she could have the tires processed within 6-months. I told her that I would check with my supervisor and would let her know what he said, but I was very clear in telling her not to take anymore tires until these are processed and she agreed. I then spoke with the complainant and explained what I was going to suggest to our management, and he was ok with it. But he asked that I keep in touch with him, and I asked him the same.

6/19/2023: Left a voicemail for Mrs. Pastula.

7/17/2023: Per a discussion with Mrs. Pastula, she said that all the tires have been removed from the property adjacent to her Father-in-Law's house and that the remainder of the tires adjacent to her residence will be removed before November 2023. I told her that I would call again in about a month to check on the status and when all the tires have been removed, I would conduct a site visit to confirm.

8/21/2023: Per call w/ Mrs. Pastula, 95% of the tires are gone.

9/25/2023: Per call w/ Mrs. Pastula, the tires are now gone. I told her that I would call her once I have the site visit scheduled.

10/10/2023: Per follow-up site visit, all of the waste tires from both areas were removed and the violation is resolved. Only three large tractor tires were present on the residential portion of the property.

Inspection Date: 05/16/2023

Signed:

Neil Hornick, P.G.

PRINCIPAL INSPECTOR NAME



PRINCIPAL INSPECTOR SIGNATURE

Inspector

PRINCIPAL INSPECTOR TITLE

DEP

05/18/2023

ORGANIZATION

DATE

Earl Jones

INSPECTOR NAME

NO SIGNATURE REQUIRED

INSPECTOR SIGNATURE

Inspector

INSPECTOR TITLE

Gilchrist County Health
Department

ORGANIZATION

Rodney Tomlinson

INSPECTOR NAME

NO SIGNATURE REQUIRED

INSPECTOR SIGNATURE

County Service Technician

INSPECTOR TITLE

Gilchrist County Board of
County Commissioners

ORGANIZATION

Angela Pastula

REPRESENTATIVE NAME

NO SIGNATURE REQUIRED

REPRESENTATIVE SIGNATURE

Property Owner

REPRESENTATIVE TITLE

Property Owner

ORGANIZATION

NOTE: By signing this document, the Site Representative only acknowledges receipt of this Inspection Report and is not admitting to the accuracy of any of the items identified by the Department as "Not Ok" or areas of concern.

Stephen Pastula

REPRESENTATIVE NAME

NO SIGNATURE REQUIRED

Complainant

REPRESENTATIVE TITLE

Complainant

Inspection Date: 05/16/2023

REPRESENTATIVE SIGNATURE

ORGANIZATION

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Report Approvers:

Approver: Anna McClure

Inspection Approval Date: 10/18/2023