



Lawton Chiles
Governor

Florida Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Virginia B. Wetherell
Secretary

MEETING ATTENDANCE RECORD

Purpose:

OAK HAMMOCK DISPOSAL

Date:

AUG. 17, 1999

Name (please print)

Affiliation

GEORGE CHERYAN

DEP

Joe Miller

PBS&J

JERRY E. KUBAL

KUBAL-FURR / OMNI WASTE

Ron Howse

RHPA

DAVID SMITH

Omni

Dave Deams

FB&J

Jim Bradner

FDEP/SW 407/843-3329

Bill Bostwick

FDEP/WM 407/843-3328

Continued on reverse side

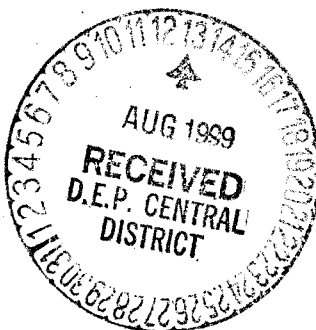


Omni Waste LLC

2 Riverplace, Suite 466
P.O. Box 2116
Dayton, OH 45401
Phone 937-220-4876
Fax 937-228-1217

July 16, 1999

Mike Kloehn
Osceola County Planning Department
17 S. Vernon Avenue, Room 246
Kissimmee, FL 34741



124 North 5th Avenue
Jacksonville Beach, FL 32250
Phone (904) 247-3255
Fax (904) 247-7650

RE: Oak Hammock Disposal

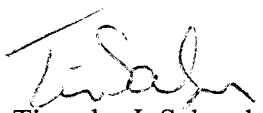
Dear Mike:

Enclosed are our responses to County Staff questions dated June 4, 1999 (Tab A). We have listed each question in bold print followed by our response. One copy of the Sarasota Landfill Property Valuation Study is provided as requested. The conditional use application and development plan have been modified and are included as Tab B. The changes were made after conversations with the adjoining property owners and considering our meetings with county staff; the conditional use review criteria related to impacts to adjoining properties; and comprehensive plan policies related to buffering agricultural uses. Although the location of the landfill footprint remains the same, the location of the buffer area has been modified. The Historical Evaluation has been added to the application and the traffic study has been revised.

Tab C includes our initial responses to Osceola County Comprehensive Plan Goals, Policies, and Objectives that we felt were applicable to our project. Please let me know if we missed any.

We appreciate all the help and cooperation we've received from you and your staff. If you have any questions please do not hesitate to call me.

Sincerely,


Timothy J. Salopek
President

TJS/ss



Jeb Bush
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Colleen Castille
Secretary

Department of Environmental Protection

MEETING ATTENDANCE RECORD

Purpose: Oak Hammock Pre-application meeting

Date: 08/16/06

Name	Affiliation	10 Digit Phone No.	E-Mail Address
Jim Bradner	FDEP	407.893.3329	james.bradner@dep.state.fl.us
George Cheryan	FDEP	407.893.3328	george.cheryan@dep.state.fl.us
Sharon McCask	USF	602-705-5545	smcask@stateof.fl.us
A. GURTA	SEDSYTEC	813-558-0990	agurta@sedsgate.com
ERIK NELSON	"	"	enelson@ " "
JAY EVN	"	"	jevn@ " "
Debra Laisure	DEP	407-893-7874	Debra.Laisure@floridadep.net
Leonardo Anglero	FDEP	407-893-3312	leo.anglero@dep.state.fl.us
Deborah Helle	FDEP	407-893-3330	deborah.helle@dep.state.fl.us

Agenda for Meeting with FDEP on 16 August 2006 (10-12 am)

Subject: Renewal Permit Application for Phases 2 and 3
Oak Hammock Disposal Facility
Osceola County, Florida

Current Permit

- ✚ Phase 1 with 4 cells; 3 cells with waste; 4th cell under construction
- ✚ Phase 1: Footprint 53 acres and Top EL. 180'±

Timeline

- ✚ Permit expires Aug 2007
- ✚ At capacity in Apr 2007 (expected)
- ✚ Renewal permit application submittal Aug-Sep 2006

Conference Call Recap and Follow-up (28 July 2006)

- ✚ Vertical expansion approved (Max. height 250 ft)
- ✚ 3 alternatives discussed (for future phases and vertical expansion)
- ✚ Alternative Selected: Two step process (for the 3 permits)
- ✚ Renewal Permit App followed by a Modification Permit App
- ✚ Step 1-Renewal: Permit Phases 2 & 3 for next 5 yrs; No changes to landfill configuration or design
- ✚ Step 2-Modify Renewal Permit: Permit vertical expansion; Change base grading and other design concepts

Renewal Permit Application

- ✚ App Details: Form; Renewal for Con/Op; App fee ??
- ✚ Notice of App: Publication, County, Senators ??

- ✚ Site Investigation: Geotechnical and Hydrogeologic
- ✚ Analyses: BC, Slope stability, and Settlement
- ✚ Final Cover: Stability and Performance evaluation
- ✚ Plans: Leachate Monitoring and Operation
- ✚ Tech specs and CQA plan

- ✚ Expand GWQ monitoring network (to southern limits of Phase 3)
- ✚ Leachate Management System: Phase 2 and Phase 3 FLSC locations; Central drain per minor mod app; By reference only??
- ✚ Financial Assurance: For each new cell; Unit rates from bids for construction acceptable??

Environmental Resource Permit (ERP)

- ✚ Wetlands impact; Wetlands mitigation; Wildlife survey
- ✚ Individual permit (Sections A, C, and E); Conceptual already approved
- ✚ For Phase 2 only at this time (Perimeter and Intermediate berms)
- ✚ No new construction for storm water management
- ✚ Minor modifications to existing storm water system (Treatment area and Phasing)

FIG. A

DAK HAMMOCK DISPOSAL
FACILITY (CLASS I MSW)

- 53 Ac

- TOP EL.
180' ±
(NGVD)

CONSTRUCTION
PHASE 1

EXISTING
(CONSTRUCTION COMPLETED)

- PHASE 2
(36 AC)

- PHASE 3
(34 Ac)

- RENEWAL
APP (70AC)

- TOP EL.
180' \pm

CONSTRUCTION
PHASE 2
(PROPOSED)

PROPOSED
(PHASES 2 & 3)

FUTURE
PHASES

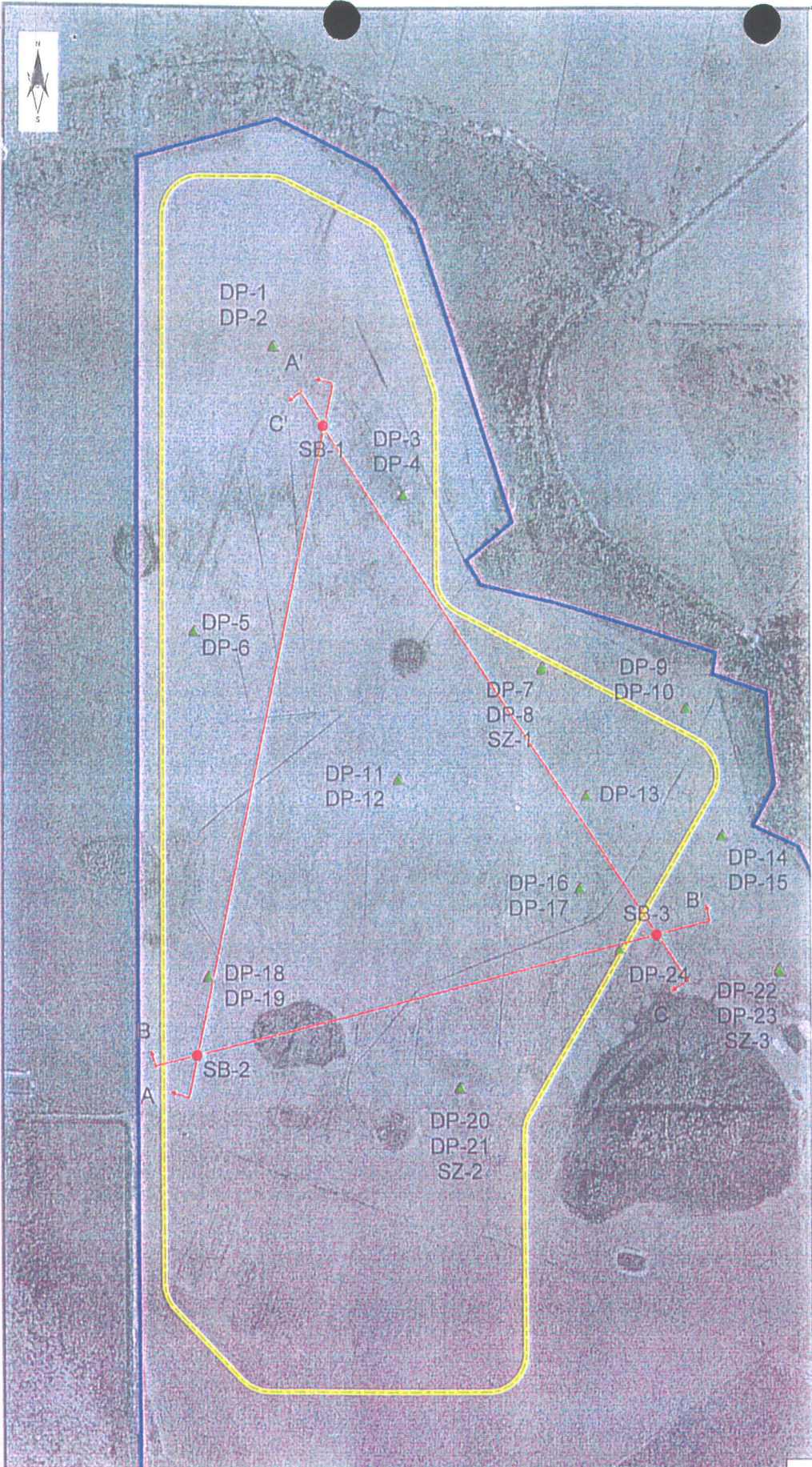
CONSTRUCTION
PHASE 3

CONSTRUCTION
PHASE 4

CONSTRUCTION
+
PHASE 5

CONSTRUCTION
PHASE 6

Fig. B



Legend

Piezometer

▲ DP-1

Sonic Boring Location

◆ SB-1

— Cross Section Location

Limit of Waste

Property Line

Location	Approx. Depth (ft, bls)
DP-1	50
DP-2	15
DP-3	50
DP-4	15
DP-5	50
DP-6	15
DP-7*	15
DP-8*	50
DP-9	50
DP-10	15
DP-11	50
DP-12	15
DP-13	15
DP-14	15
DP-15	50
DP-16	15
DP-17	50
DP-18	50
DP-19	15
DP-20	15
DP-21	50
DP-22	15
DP-23	50
DP-24	15
SZ-1*	78.3
SZ-2	72
SZ-3	75.9
SB-1	177
SB-2	147
SB-3	157

*Note: Piezometer
instrumented with
transducer / data logger.

Kubal-Furr & Associates
-Environmental Consultants-

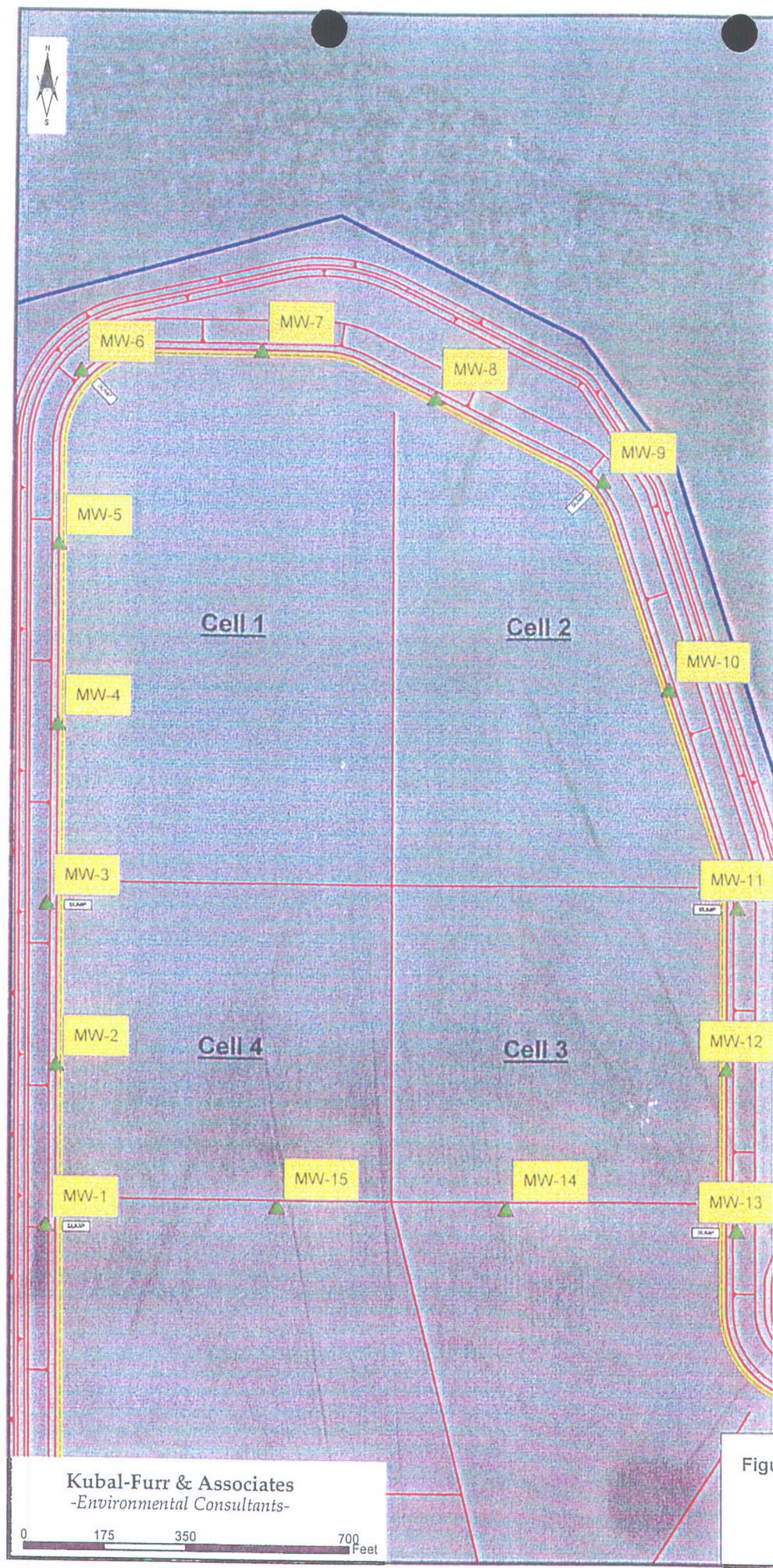
0 350 700 1,400 Feet

Fig. B

Figure 2. Site Plan

OMNI Waste of Osceola County, LLC
Oak Hammock Disposal
Osceola County, Florida

FIG. D



Legend

-  Proposed Monitor Well Clust
-  Limit of Waste
-  Property Line
-  Landfill Construction Detail

Well Spacing

Well Cluster	Approximate Spacing (ft)
MW-1 to MW-2	341
MW-2 to MW-3	341
MW-3 to MW-4	383
MW-4 to MW-5	382
MW-5 to MW-6	367
MW-6 to MW-7	391
MW-7 to MW-8	388
MW-8 to MW-9	404
MW-9 to MW-10	463
MW-10 to MW-11	488
MW-11 to MW-12	342
MW-12 to MW-13	342
MW-13 to MW-14	499
MW-14 to MW-15	497
MW-15 to MW-1	499

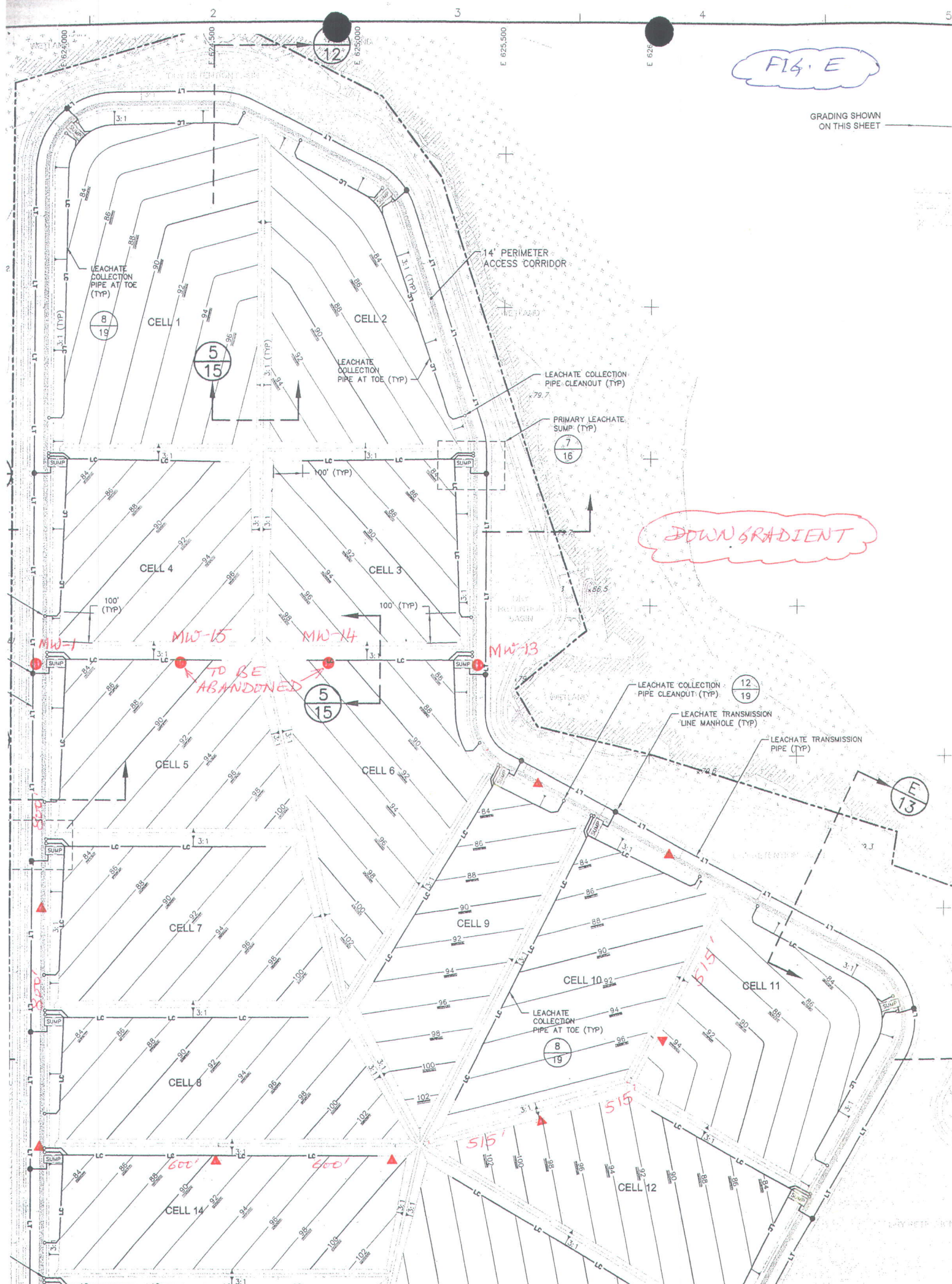
Note: Each monitor well cluster consists of an A-well, B-well and C-well. See text (Section 5.0) for descriptions and approximate depths.

Kubal-Furr & Associates
-Environmental Consultants-

0 175 350 700 Feet

Figure 15. Proposed Ground-Water Monitor Well Locations

OMNI Waste of Osceola County, LLC
Oak Hammock Disposal
Osceola County, Florida



F14 E

GRADING SHOWN ON THIS SHEET

DOWN GRADIENT

TO BE ABANDONED

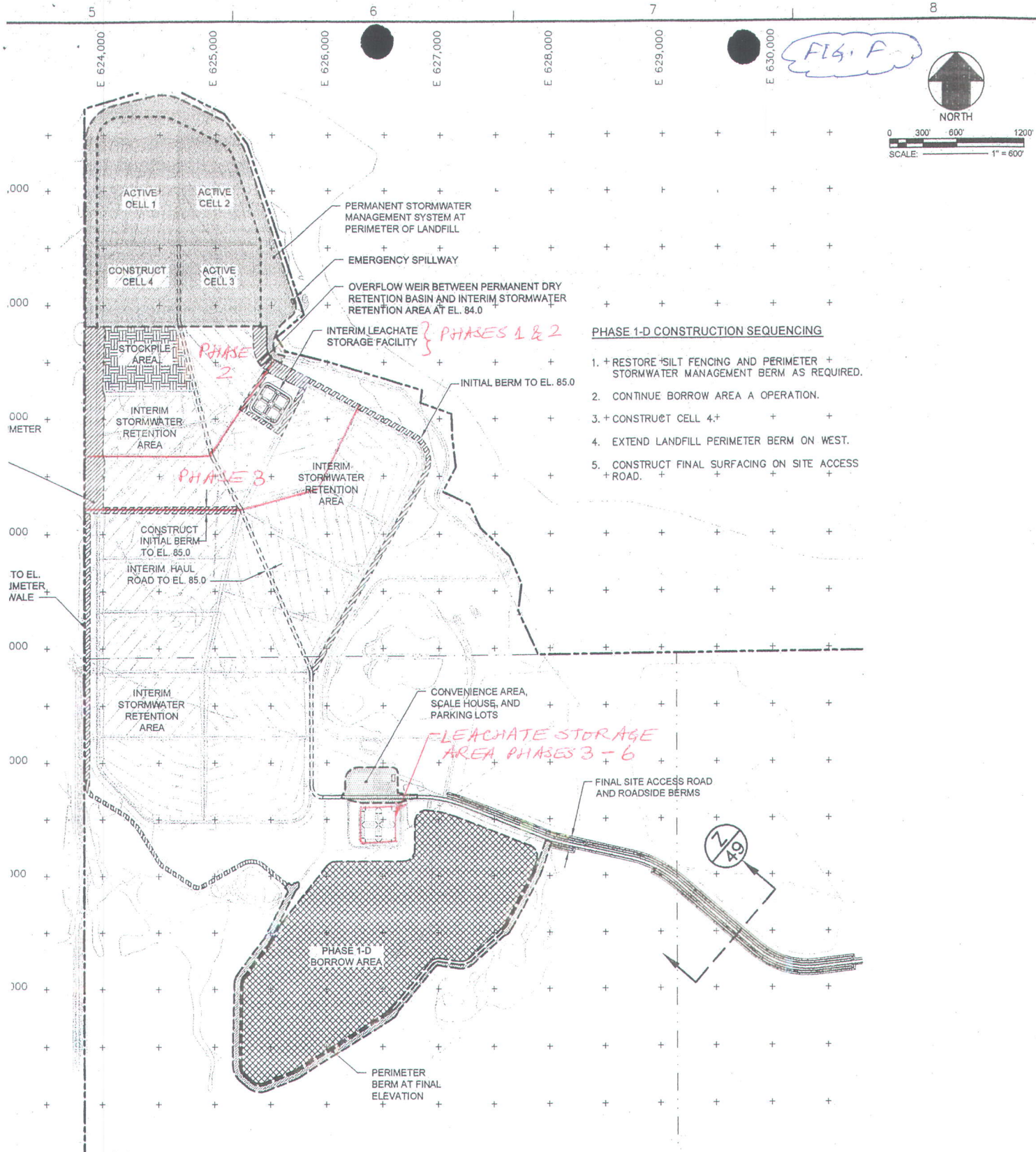
5:15'

5:15'

5:15'

600'

600'



PHASE 1-D CONSTRUCTION SEQUENCING

1. RESTORE SILT FENCING AND PERIMETER STORMWATER MANAGEMENT BERM AS REQUIRED.
2. CONTINUE BORROW AREA A OPERATION.
3. CONSTRUCT CELL 4.
4. EXTEND LANDFILL PERIMETER BERM ON WEST.
5. CONSTRUCT FINAL SURFACING ON SITE ACCESS ROAD.

PHASE 1-D CONSTRUCTION

SCALE: 1" = 600'

LEGEND

- AREA OF INITIAL CONSTRUCTION (i.e., PARTIAL CONSTRUCTION OF A PERMANENT FEATURE)
- AREA OF PERMANENT CONSTRUCTION
- BORROW AREA
- INITIAL SUBGRADE CONSTRUCTION
- INTERIM ROADWAY (UNPAVED)
- PERMANENT ROADWAY (PAVED)
- STORMWATER BERM

FLORIDA STATE
AD83).

VERTICAL DATUM

BOUNDARY SURVEY
RIDA, DATED

AND THE NORTH
GRAPHICS OF
TOGRAPH FLOWN
F CONSTRUCTION,
D MAP FOR

ON A FIELD
OF WETLANDS
TES, INC., TAMPA,
TH A PHOTO
EAS OF THE SITE

0	05/17/02	ISSUED FOR FDP PERMITTING	KWC/RWL	RWL	AG	SI	KWC
A	04/19/02	DRAFT SET FOR OWN REVIEW	KWC/RWL	RWL	AG	SI	KWC
REV. NO.	DATE	DESCRIPTION	DES. BY	DR. BY	CHK. BY	RVW. BY	APP. BY
PROJECT: OAK HAMMOCK DISPOSAL							
TITLE: LANDFILL CONSTRUCTION PHASING PLAN III							
THIS DRAWING IS ISSUED FOR PERMITTING.			Owner/Facility:		DATE: 17 MAY 2002		
			mni Waste of Osceola County LLC		SCALE: 1" = 600'		
					PROJECT NO.: FWD400		

	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,294,048	\$892,348	\$787,619	\$787,619	\$3,761,633
Long-Term Care (30 years)	\$2,427,793	\$566,422	\$507,612	\$507,612	\$4,009,440
Total	\$3,721,840	\$1,458,770	\$1,295,231	\$1,295,231	\$7,771,073

Cells Containing Waste	Closure Cost	Long-Term Care Cost	Financial Assurance Requirements (2003)
1	\$1,294,048	\$2,427,793	\$3,721,840
1, 2	\$2,186,395	\$2,994,215	\$5,180,611
1, 2, 3	\$2,974,014	\$3,501,828	\$6,475,842
1, 2, 3, 4	\$3,761,633	\$4,009,440	\$7,771,073

The closure and long-term care cost estimate for 2004 were estimated using 1 percent inflation for the past year. The inflation factor of 1.01 was obtained from the FDEP website. A print-out of the FDEP website indicating the *current year inflation factor* as 1.01 as of 11 February 2004, is included as Attachment A. The inflation adjusted 2004 closure and long-term care cost estimate for the four cells in Phase 1 of the OHDF and the phased financial assurance requirements are presented in the tables below.

	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,306,988	\$901,271	\$795,495	\$795,495	\$3,799,249
Long-Term Care (30 years)	\$2,452,071	\$572,087	\$512,689	\$512,689	\$4,049,534
Total	\$3,759,059	\$1,473,358	\$1,308,184	\$1,308,184	\$7,848,784

Cells Containing Waste	Closure Cost	Long-Term Care Cost	Financial Assurance Requirements (2004)
1	\$1,306,988	\$2,452,071	\$3,759,059
1, 2	\$2,208,259	\$3,024,157	\$5,232,417
1, 2, 3	\$3,003,754	\$3,536,846	\$6,540,600
1, 2, 3, 4	\$3,799,249	\$4,049,534	\$7,848,784

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Appendix B	Application for an Environmental Resources Permit
Appendix C	Site Ownership
Appendix D	Notice of Application Publication
Appendix E	Hydrogeologic Investigation Report and Water Quality Monitoring Plan
Appendix F	Geotechnical Investigation Report
Appendix G	Bearing Capacity Analysis
Appendix H	Slope Stability Analysis
Appendix I	Settlement Analysis
Appendix J	Stability of Final Cover System
Appendix K	Leachate Management System
Appendix L	Gas Management System
Appendix M	Final Cover System Performance Evaluation
Appendix N	Leachate Monitoring Plan
Appendix O	Operation Plan
Appendix P	Technical Specifications
Appendix Q	Construction Quality Assurance (CQA) Plan
Appendix R	FDEP Form 62-701.900(28)

FIGURES

1. Location of OHD Site
2. Landfill Footprint and Phases

Ode Hamrick LF

Bradner, James

From: AGupta@GeoSyntec.com
Sent: Thursday, July 27, 2006 12:27 PM
To: Bradner, James
Subject: Conference Call - OHDF

*Teleconference completed
9:00 - 9:42 a.m. 7/28/2006*

Hi Jim,

Shawn McCash of WSI and I will participate in the 9 am conference call tomorrow. Please see Shawn's e-mail below for a conference call # and code. I am working on the agenda for the meeting and will forward it to you as soon as possible. Thanks

Ayushman Gupta, P.E.**GeoSyntec Consultants**

14055 Riveredge Drive, Suite 300
Tampa, FL - 33637
Tel: 813-558-0990 Ext. 235
Fax: 813-558-9726
Visit us at: www.geosyntec.com

From: Shawn McCash [mailto:SMcCash@wasteservicesinc.com]
Sent: Thursday, July 27, 2006 11:56 AM
To: Ayushman Gupta
Subject: Conference Call Info

Ayushman,

Please utilize the following for our 9:00 am conference call with Jim Bradner:

Conference Call Number: (877) 357-4453

Participant Code: 924763 #

Regards,

R. Shawn McCash

Sr. Vice President, Landfill Operations & Engineering
Waste Services, Inc.
5002 T-Rex Avenue, Suite 200
Boca Raton, Florida 33431
(561) 237-3414 [Office]
(561) 237-3401 [Fax]
smccash@wsii.us [eMail]

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7/27/2006

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7/27/2006

Agenda for Conference Call with FDEP on 28 July 2006 (9 am)

Subject: Vertical Expansion Permitting
Oak Hammock Disposal Facility
Osceola County, Florida

Current Permit:

Phase 1 with 4 cells
Permit expires Aug 2007

Footprint 53 acres
Top EL. 180'±

Proposed Expansion:

Vertical expansion of Phase 1 to top EL. 250'±
Vertical expansion of remaining phases (top EL. 330'±)
Detailed design of Phase 2 expansion with 4 to 6 cells (Permit for next 5 years)

Timeline:

At capacity in Apr 2007 (expected)
Permit expires Aug 2007
Permit application submittal Aug-Sep 2006

Alternative for Continued Operations:

1. First permit Phase 2 with 5 cells in accordance with the existing conceptual permit (followed by vertical expansion of all phases)
2. First permit Phase 1 vertical expansion (followed by vertical expansion of remaining phases and detailed design of Phase 2 corresponding to next 5-yr permit)
3. Vertical expansion of all phases and detailed design of Phase 2 (corresponding to the next 5-yr permit)

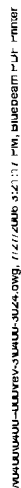
Permitting Requirement for the Alternatives:

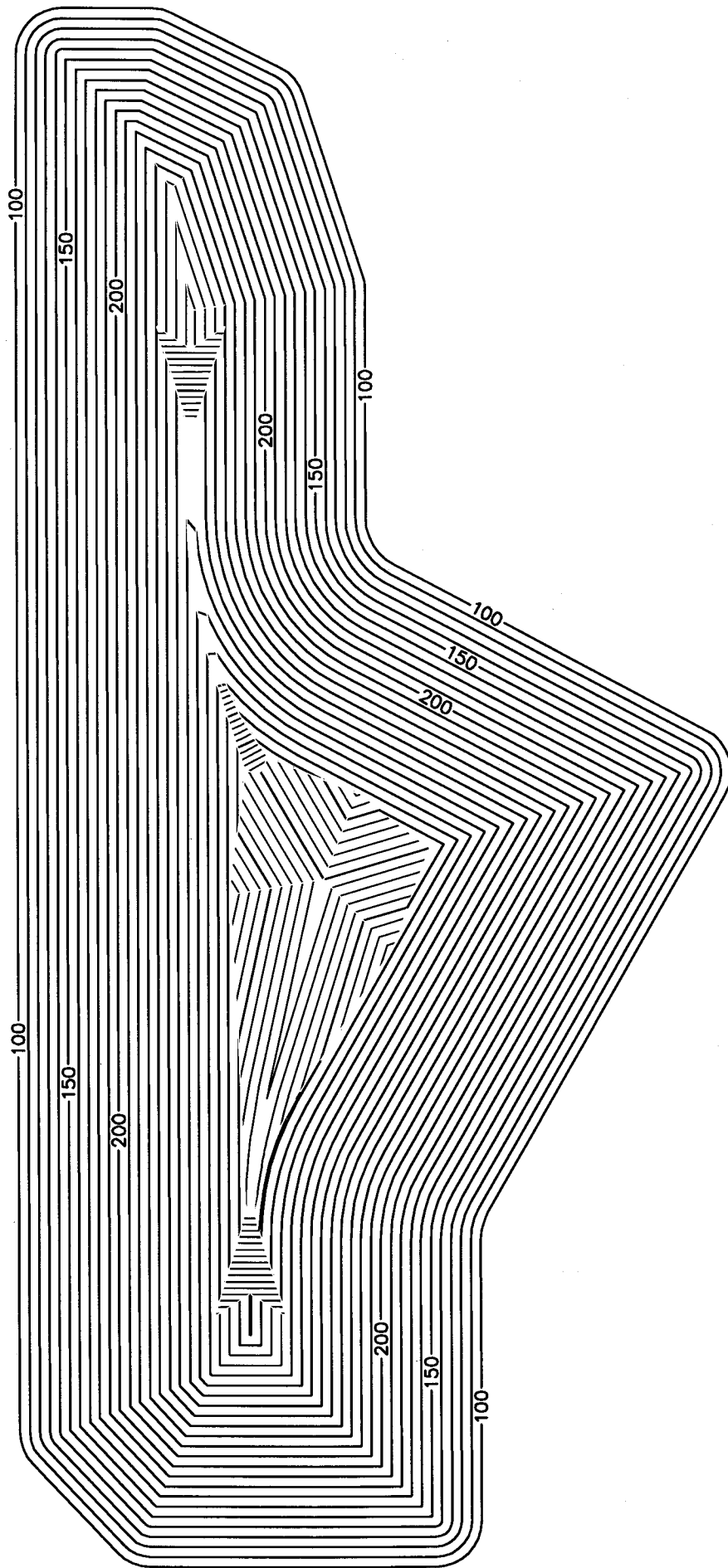
Solid waste permit
Groundwater monitoring network

Environmental resource permit (ERP)
PSD/Air Construction Permit

Waste Disposal Rate at OHDF

- * *Figures?*
1. Since current permit is expiring in Aug 2007, without vertical expansion of Phase 1 or operation of Phase 2 will require a construction and operation permit for the landfill.
 2. If vertical expansion of Phase 1 is done at an intermediate time period, then permit will expire in August 2007.





*Clark Hammock
file***The J.E.D. Solid Waste Management Facility**

1501 Omni Way
St. Cloud, FL 34773
(407) 891-3720 phone
(407) 891-3730 fax

FACSIMILE

TO: Randall Cunningham
FROM: Mike Rowley
FAX#: 407-893-3124
SUBJECT: Medico Documents
DATE: 7/26/06
PAGES: 8 (including cover sheet)

Randall,

*Here are the autoclave documents we
received from Medico Environmental.*

Call if you need anything further.

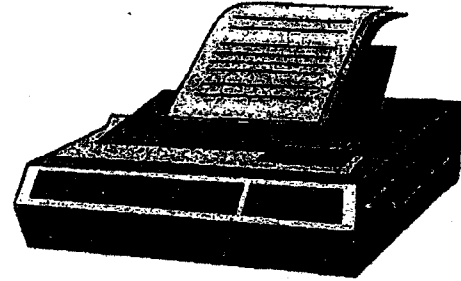
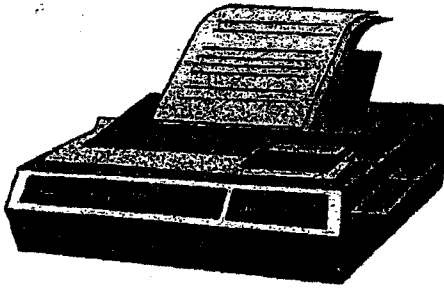
*Mike Rowley
Operations Mgr*

JUL-25-2006 12:35 FROM: MEDICO H

7275320122

TO: 78913730

P.1



FAX COVER SHEET

Medico Environmental Services Inc.
13200 58th Street North
Clearwater, Florida 33760
Phone: (727) 532-0099
Fax: (727) 532-0122

FROM: MedicoDATE: 7-26-06SEND TO: JimCOMPANY: Omniv Waste

FAX NUMBER: _____

☐ Urgent ☐ Replay ASAP ☐ Please Comment ☐ Please Review ☐ For Your Information

TOTAL PAGES, INCLUDING COVER SHEET: 7

ADDITIONAL INFORMATION:

2 - Pages from 2 Attachments
15th & 16th of June

PLEASE NOTE: The information contained in this document is confidential. Any use of this document and/or the information contained herein by any person(s) other than those intended, will result in legal prosecution. If you have received this fax in error, please call (813) 532-0099 immediately. Thank you.

JUL-25-2006 12:35 FROM: MEDICO

7275320122

TO: 4078913730

P.2



1501 Omni Way, St. Cloud, FL 34773
Tel: (407) 891-3720 Fax: (407) 891-3730

000024

MEDICO ENVIRONMENTAL SERVICES, INC.
13200 58TH STREET NORTH
CLEARWATER, FL 33760

SITE	TICKET	GRID
46	095103	
WEIGHMASTER		
Taryn Pater		
DATE IN	TIME IN	
16 June 2006	12:13 pm	
DATE OUT	TIME OUT	
16 June 2006	12:42 pm	
VEHICLE	ROLL OFF	
MEDICS		
REFERENCE	ORIGIN	
	Out of County	

Contract: MED2005-2
Reference:

02 Gross Weight 76,740.00 lb

Tare Weight 38,380.00 lb

Net Weight 38,360.00 lb

19.13 TN

QTY	UNIT	DESCRIPTION	RATE	EXTENSION	TAX	TOTAL
19.13	TN	SF 10035 special Waste				
		WOB# 000000 Route#0000				

Hours of Operations
Mon-Fri 5:00 am to 5:30 pm
Sat 6:00 am to 2:00 pm
Thank you for your business

NET AMOUNT
TENDERED
CHANGE
CHECK NO.

SIGNATURE

JUL-26-2006 12:36 FROM: MEDICO

7275320122

TO: 4078913730

P.3

Omni Waste

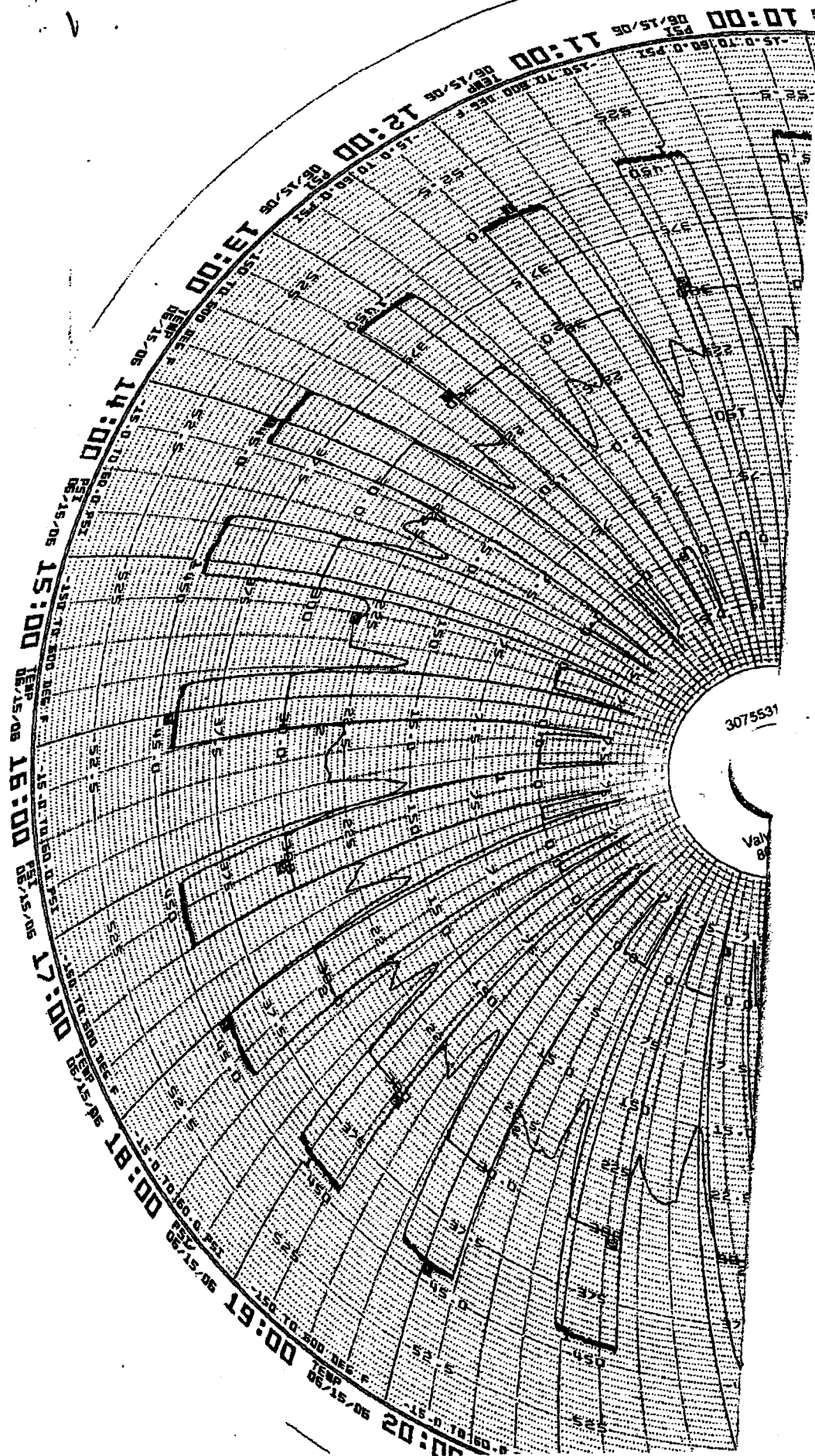
NON-HAZARDOUS MANIFEST

Please read all instructions.

NON-HAZARDOUS MANIFEST		Manifest Number 50421A	
Generator's Name, Address, and Phone Number		Designated Facility Name, Address, and Phone Number	
Medico Environmental Service Corp.		Omni Waste	
19200 68th Street N		1501 Omni Way	
Clearwater, FL 33760		St Cloud, Florida 34773	
1-800-475-4168		407-981-3720	
Description of Waste	Containers		Total
	No.	Type	Quantity
A. WITH HAZARDOUS INCINERATOR RESIDUAL ASH			
B. AUTOCLAVED / TREATED MEDICAL WASTE			
GENERATOR'S CERTIFICATION: I hereby certify that the above-described materials are not regulated wastes as defined by RCRA, and are not otherwise listed, and are not otherwise regulated by any other federal, state, or local law, regulation, permit, or order.			
Printed / Typed Name <i>Stella H. Williams</i>		Signature <i>Stella H. Williams</i> Date <i>6/26/06</i>	
Transporter Acknowledgment of Receipt of Materials			
Printed / Typed Name <i>Stella H. Williams</i>		Signature <i>Stella H. Williams</i> Date <i>6/26/06</i>	
CERTIFICATE OF TREATMENT / DISPOSAL: I hereby certify that the above-described materials have been treated, stored, or disposed of in accordance with all applicable laws, regulations, permits, and orders.			
Printed / Typed Name <i>Stella H. Williams</i>		Signature <i>Stella H. Williams</i> Date <i>6/26/06</i>	
Facility Owner or Operator: Certification of receipt of non-hazardous materials from the generator.			

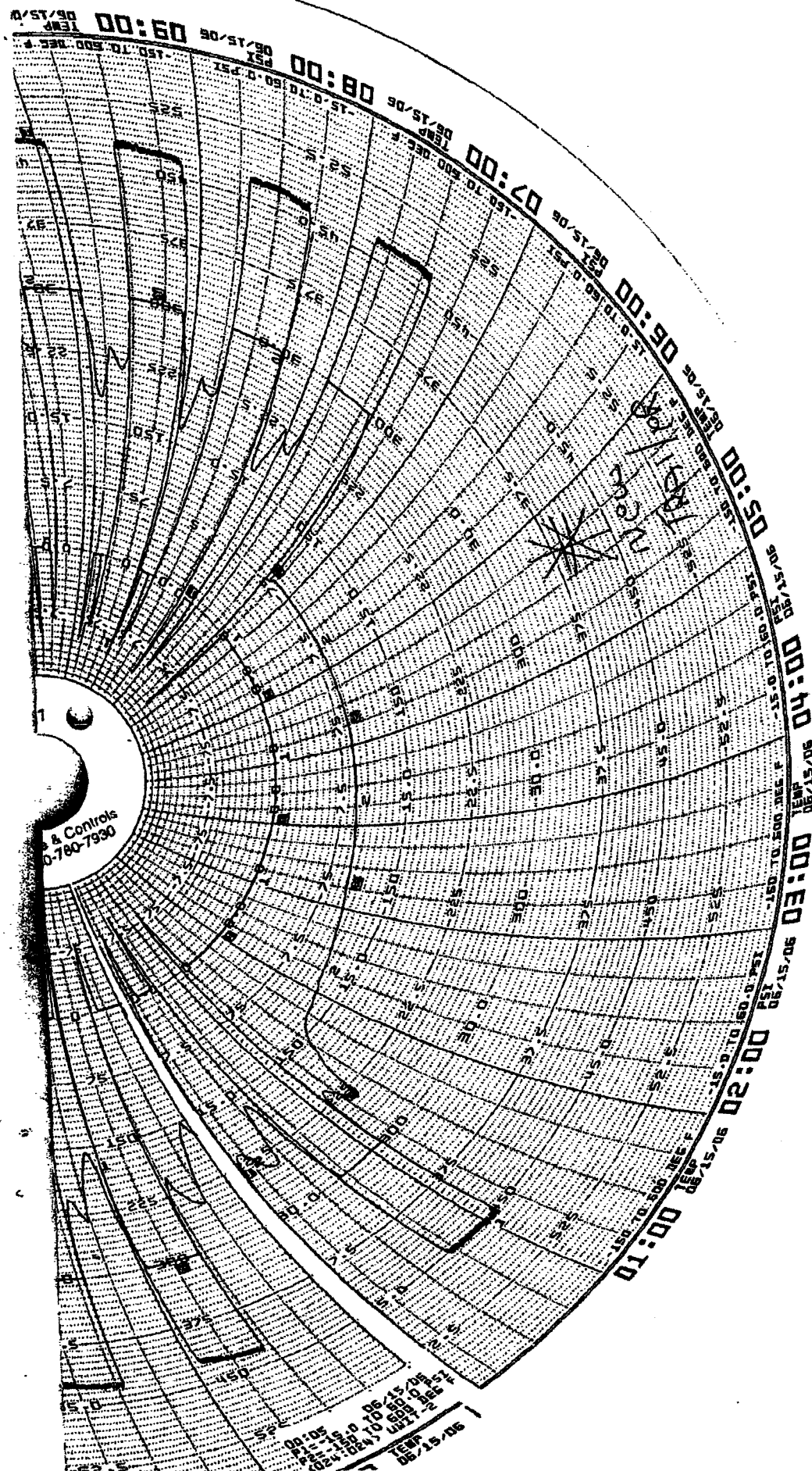
P.4

6/15/06



P.5

6/15/06



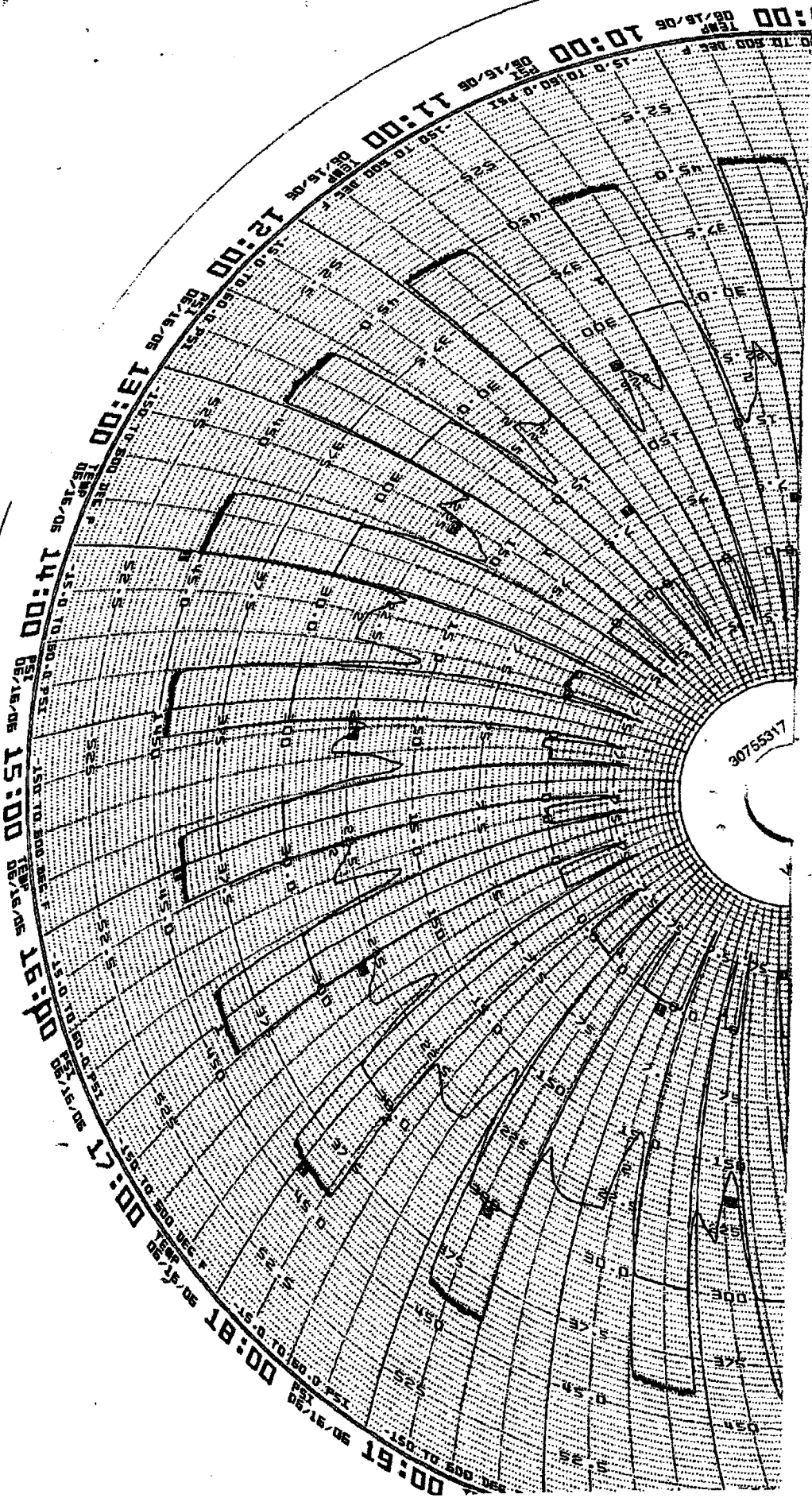
JUL-26-2006 12:39 FROM: MEDICO

7275320122

TO: 4078913730

P.6

6/16/04



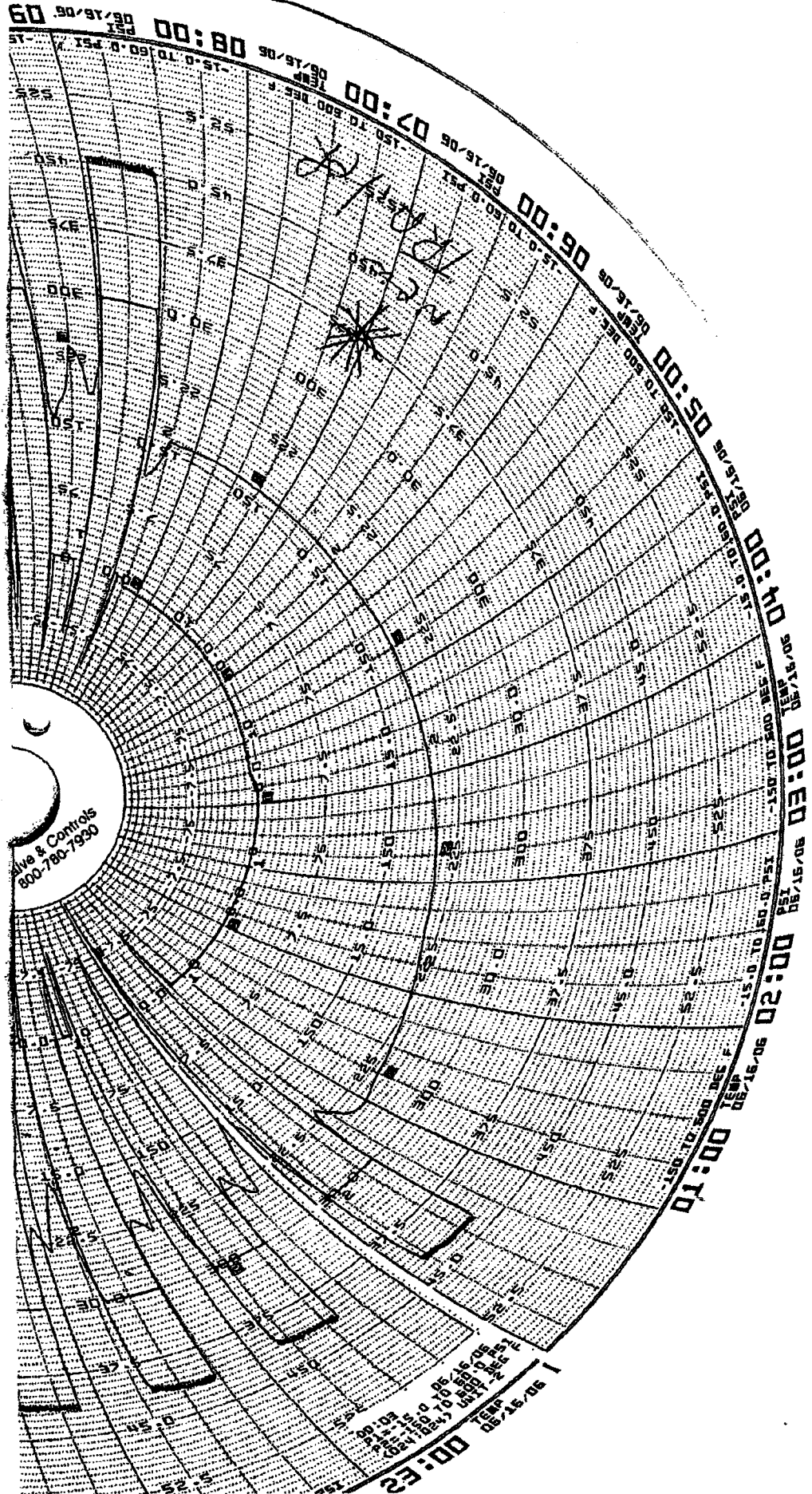
JUL-26-2006 12:40 FROM: MEDIC

7275320122

4078913730

P.7

6/16/04



Williams, Elizabeth

From: Hornbrook, Frank
To: Williams, Elizabeth
Sent: Tuesday, July 25, 2006 11:01 AM
Subject: Read: Oak Hammock Disposal Fac. fin. memo 0303

Your message

Cc: Hornbrook, Frank
Subject: Oak Hammock Disposal Fac. fin. memo 0303
Sent: 7/25/2006 10:44 AM

was read on 7/25/2006 11:01 AM.

fill

Memorandum

**Florida Department Of
Environmental Protection**

CENTRAL DISTRICT

TO: Financial Coordinator
Solid Waste Section
MS-4565
Division of Waste Management

FROM: James N. Bradner, P.E.
Manager, Solid and Hazardous Waste Program

DATE: July 25, 2006

SUBJECT: Osceola County – SW
Omni Waste of Osceola County, LLC
Oak Hammock Disposal Facility
Review of Financial Assurance Cost Estimates

OCD-SW-06-0303

We have reviewed the attached closure and long-term care cost estimates dated July 10, 2006 to include Cell 3 for the subject facility and believe that they are adequate for the site at this time.

Please feel free to contact me if you need any additional information.

JNB/gc/ew

Enclosure

cc: Frank Hornbrook – DEP – Tallahassee – MS-4565



10 July 2006

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Closure and Long-Term Care Costs Update to Include Cell 3
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and SO49-0199726-002 & 003

RECEIVED
JUN 11 2006
Central Dist. - DEP

Dear Mr. Bradner:

On behalf of Waste Services, Inc. (WSI), GeoSyntec Consultants (GeoSyntec) is submitting this letter to update the closure and long-term care cost estimate for the Oak Hammock Disposal Facility (OHDF) in Osceola County, Florida. The closure and long-term care cost estimate for OHDF is being updated to include Cell 3, the fourth and last cell in the Phase 1 development of the OHDF (Phase 1 of the OHDF consists of four cells – Cells 1 through 4). Cell 3 is currently under construction and is expected to begin accepting waste in the last quarter of 2006.

It is noted that the inflation-adjusted 2006 closure and long-term care cost estimate for the OHDF (in compliance with Rule 62-701.630(4), Florida Administrative Code) was submitted by GeoSyntec to the Florida Department of Environmental Protection (FDEP) in a letter dated 22 February 2006. The closure and long-term care costs adjusted in February 2006 included three cells, i.e., Cells 1, 2, and 4. This letter updates the February 2006 closure and long-term care cost estimate for OHDF to include Cell 3, which is expected to begin accepting waste in the last quarter of 2006.

The inflation-adjusted 2006 closure and long-term care cost estimates for the four cells in Phase 1 of the OHDF are presented in the table below. The closure and long-term care cost estimate for each of the four cells (Cells 1 through 4 in Phase 1) noted below are same as that presented in the GeoSyntec's letter dated 22 February 2006, which have been reviewed and approved by FDEP.



Mr. James Bradner
10 July 2006
Page 2

GEOSYNTEC CONSULTANTS

2006	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,353,125	\$933,086	\$823,577	\$823,577	\$3,933,365
Long-Term Care (30 years)	\$2,538,629	\$592,281	\$530,787	\$530,787	\$4,192,484
Total	\$3,891,754	\$1,525,367	\$1,354,364	\$1,354,364	\$8,125,849

Waste has been and/or will be deposited in Cells 1 through 4 at the OHDF. As a result, financial assurance is required for the estimated closure and long-term care cost for all four cells. An updated Financial Assurance Cost Estimate Form (DEP Form # 62-701.900(28)) with closure and long-term care cost estimate for Cells 1 through 4 is attached.

If you have any questions or need additional information, please do not hesitate to contact the undersigned.

Sincerely,



Ayushman Gupta, P.E.
Senior Engineer

Copy to: Fred J. Wick, FDEP, Tallahassee
Shawn McCash, Waste Services, Inc.





Florida Department of Environmental Protection
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(28)
Form Title Financial Assurance Cost Estimate Form
Effective Date 05-27-01
DEP Application No. _____
(Filled by DEP)

FINANCIAL ASSURANCE COST ESTIMATE FORM

Date: 10 July 2006 Date of DEP Approval: _____

I. GENERAL INFORMATION:

Facility Name: Oak Hammock Disposal Facility WACS or GMSID #: 89544
Permit / Application No.: 5049-0199726-001 and 5049-0199726-002 & 003 Expiration Date: 28 August 2007
Facility Address: 1501 OMNI Way, St. Cloud, FL 34773
Permittee: OMNI Waste of Osceola County, LLC (Waste Services, Inc)
Mailing Address: Same as above

Latitude: 28° 03' 31" Longitude: 81° 05' 46" or UTM: _____

Solid Waste Disposal Units Included in Estimate:

Phase / Cell	Acres	Date Unit Began Accepting Waste	Design Life of Unit From Date of Initial Receipt of Waste
PH1 / Cell 1	18	Jan 2004	Life of Phase I is approximately 5 yrs.
PH2 / Cell 4	11	Sep 2005	
PH1 / Cell 2	12	2Q of 2006	
PH1 / Cell 3	12	Expected in 4Q of 2006	

Total Landfill Acreage included in this estimate. 53 Closure 53 Long-Term Care

Type of facility: X Class I _____ Class III _____ C&D Debris Disposal _____ Other

II. TYPE OF FINANCIAL ASSURANCE DOCUMENT (Check Type)

_____ Letter of Credit* _____ X Insurance Certificate
_____ Surety Bond* _____ Escrow Account
_____ Trust Fund Agreement _____ Financial Test

*Indicates mechanisms that require use of a Standby Trust Fund Agreement

Northwest District
160 Governmental Center
Pensacola, FL 32501-5794
850-595-8360

Northeast District
7825 Baymeadows Way, Ste. B200
Jacksonville, FL 32256-7590
904-448-4300

Central District
3319 Maguire Blvd., Ste. 232
Orlando, FL 32803-3767
407-894-7555

Southwest District
3804 Coconut Palm Dr.
Tampa, FL 33619
813-744-6100

South District
2295 Victoria Ave., Ste. 364
Fort Myers, FL 33901-3881
941-332-6975

Southeast District
400 North Congress Ave.
West Palm Beach, FL 33401
561-681-6600

III. ESTIMATE ADJUSTMENT

40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, Florida Administrative Code sets forth the method of annual cost estimate adjustment. Cost estimates may be adjusted by using an inflation factor or by recalculating the maximum costs of closure in current dollars. Select one of the methods of cost estimate adjustment below.

☒ (a) ~~Inflation Factor Adjustment to Include Cell 3 (Phase 1)~~

Inflation adjustment using an inflation factor may only be made when a Department approved closure cost estimate exists and no changes have occurred in the facility operation which would necessitate modification to the closure plan. The inflation factor is derived from the most recent Implicit Price Deflator for Gross National Product published by the U.S. Department of Commerce in its survey of Current Business. The inflation factor is the result of dividing the latest published annual Deflator by the Deflator for the previous year. The inflation factor may also be obtained from the Solid Waste Financial Coordinator at (850)-245-8732.

This adjustment is based on the Department approved closure cost estimate dated:

22 FEB 2006

Latest Department Approved
Closure Cost Estimate:

Current Year
Inflation Factor

Inflation Adjusted
Closure Cost Estimate:

X

=

\$ 3,933,365

This adjustment is based on the Department approved long-term care cost estimate dated:

22 FEB 2006

Latest Department Approved
Annual Long-Term Care Cost
Estimate:

Current Year
Inflation Factor

Inflation Adjusted Annual
Long-Term Care Cost
Estimate:

X

=

\$4,192,484
(FOR 30 YRS)

Number of Years of Long Term Care Remaining:

X

--

~~Inflation~~ Adjusted Long-Term Care Cost Estimate:

=

\$4,192,484

☐ (b) Recalculate Estimates (see section V)

IV. CERTIFICATION BY ENGINEER

This is to certify that the Financial Assurance Cost Estimates pertaining to the engineering features of the this solid waste management facility have been examined by me and found to conform to engineering principals applicable to such facilities. In my professional judgement, the Cost Estimates are a true, correct and complete representation of the financial liabilities for closing and long-term care of the facility and comply with the requirements of Florida Administrative Code (F.A.C.), Rule 62-701.630 and all other Department of Environmental Protection rules, and statutes of the State of Florida. It is understood that the Financial Assurance Cost Estimates shall be submitted to the Department **annually**, revised or adjusted as required by Rule 62-701.630(4), F.A.C.

Signature of Engineer

Ayushman Gupta, Senior Engineer

Name & Title (please type) GeoSyntec Consultants

54023

Florida Registration Number (affix seal)

14055 Riveredge Dr. Suite 300

Tampa, FL 33637

Mailing Address

813 - 558 - 0990 Ext. 235

Telephone Number

Signature of Owner/Operator

R. Shawn McCash, Sr. Vice President

Name & Title (please type) Waste Services, Inc.

561-237-3414

Telephone Number

smccash@wasteservicesinc.com

Owner/Operator E-Mail Address

agupta@geosyntec.com

Engineer E-Mail Address



The J.E.D. Solid Waste Management Facility

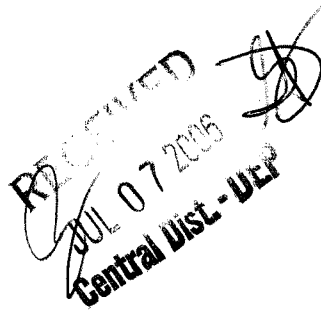
1501 Omni Way

St. Cloud, FL 34773

(407) 891-3720 phone

(407) 891-3730 fax

July 3, 2006



Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit # SO49-0199726-002
1501 Omni Way
St. Cloud, FL 34773

Dear Mr. Bradner:

Attached for your review is the 2006 2nd Quarter Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720.

Sincerely,

Sharon Stanfill
Office Manager

/ss

Attachment (1)

cc: Mike Rowley, Operations Manager

Quantity Summary by Material & UOM

Ticket Date In is between 4/1/2006 and 6/30/2006

	Disposal Qty	UOM
Asbestos	9.91	TN ✓
Auto Fluff	22215.49	TN ✓
Construction & Demo	11026.23	TN ✓
Clean Fill	60.29	TN ✓
Contaminated Soil	100904.20	TN ✓
Cert. Weight	2.00	CW
CLASS 3 / ICI WASTE	28923.65	TN
Mun. Solid Waste <i>White Good</i>	1.00	EA
Mun. Solid Waste	136143.69	TN ✓
Sludae	31515.28	TN ✓
Special Waste	73449.94	TN ✓
Car Tire	33.00	EA
Truck Tires	2.00	EA
White Goods	32.00	EA
Yard Waste	8.23	TN ✓



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road MS 4565
Tallahassee, Florida 32399-2400

Colleen M. Castille
Secretary

June 29, 2006

RECEIVED
JUL 03 2006
Central Dist. - DEP

Mr. Shawn McCash
Omni Waste of Osceola, LLC
5002 T-Rex Avenue, Suite 200
Boca Raton, Florida 33431

Re: WACS 00089544 – Oak Hammock Disposal (Cells 1, 2 & 4)

Dear Mr. McCash:

I have reviewed the documentation submitted to demonstrate financial assurance for the above referenced facility and find it is in order. Evergreen National Indemnity Company endorsements to policy numbers 850576 for closing and 850577 for long-term care both dated June 21, 2006, demonstrate adequate financial assurance in the amount of the Department approved closing and long-term care cost estimates for cells 1, 2 and 4 of phase I in the amount of \$3,109,788 and \$3,661,697, respectively. Therefore, Oak Hammock Disposal is in compliance with the financial assurance requirements of 40 CFR Part 264, Subpart H, as adopted by reference in Rule 62-701.630, Florida Administrative Code, at this time.

Remember, specific condition number 53 of your permit requires that proof of financial assurance must be approved at least sixty (60) days prior to any solid waste being accepted in cell 3 of phase 1. If you have any questions, please contact me at (850) 245-8745.

Sincerely,

Frank Hombrook
Environmental Specialist
Solid Waste Section

FH

cc: Fred Wick, DEP/TLH
James Bradner, DEP/ORL

Visit our Web Site: <http://www.dep.state.fl.us/waste/categories/swfr/>

"More Protection, Less Process"

Printed on recycled paper.

Williams, Elizabeth

From: Shawn McCash [SMcCash@wasteservicesinc.com]
To: Williams, Elizabeth
Sent: Friday, June 09, 2006 10:49 AM
Subject: Read: Oak Hammock Disposal Fac., Class I modification ltr 0242

Your message

To: SMcCash@wasteservicesinc.com
Subject:

was read on 6/9/2006 10:49 AM.

Williams, Elizabeth

From: AGupta@GeoSyntec.com
Sent: Friday, June 09, 2006 9:34 AM
To: Williams, Elizabeth; SMcCash@wasteservicesinc.com
Cc: Bradner, James; george.cherian@dep.state.fl.us; KWills@GeoSyntec.com
Subject: RE: Oak Hammock Disposal Fac., Class I modification ltr 0242

We acknowledge the receipt of this e-mail to modify the requested changes in Cell 3 at OHDF. We would like to thank you for your prompt review and response. We certainly appreciate it. Thank you very much.

Ayushman Gupta, P.E.

GeoSyntec Consultants
14055 Riveredge Drive, Suite 300
Tampa, FL - 33637
Tel: 813-558-0990 Ext. 235
Fax: 813-558-9726
Visit us at: www.geosyntec.com

-----Original Message-----

From: Williams, Elizabeth [mailto:Elizabeth.Williams@dep.state.fl.us]
Sent: Friday, June 09, 2006 9:26 AM
To: smccash@wasteservicesinc.com
Cc: Tedder, Richard; Ayushman Gupta
Subject: Oak Hammock Disposal Fac., Class I modification ltr 0242

<<06-06-09 199726-3 Oak Hammock minor mod. 0242.pdf>>

Adobe Acrobat Reader 6.0 can be downloaded for free at the following Internet site:
<http://www.adobe.com/products/acrobat/readstep.html>

It is imperative that you reply to this e-mail indicating that you received this document. It is important that we track this information.

Elizabeth Williams
elizabeth.williams@dep.state.fl.us
Administrative Secretary - Waste Management
Dept. of Environmental Protection
3319 Maguire Blvd., Ste. 232
Orlando, FL 32803
Telephone 407/893-3328
Suncom 325-3328
FAX 407/893-3124

Memorandum

Florida Department of
Environmental Protection

TO: ~~Deborah Helle, P.E.~~ G. DEPRADINE

FROM: Jim Bradner, P.E.

DATE: MAY 31, 2006

SUBJECT: County: OSCEOLA

Permit/000: MODIF. OF PERMIT NO. 5049-0199726-002
PERMIT APPLICATION NO. 5049-0199726-003

Facility: OAK HAMMOCK DISPOSAL FACILITY, CLASS I

Attachment: ☒

The attached is being sent to you for:

☐ Information only

☒ Review and comments

If review comments are needed, please respond:

☒ By:
(Solid Waste deadline is JUNE 12, 2006)

☐ As soon as possible for your schedule.

Comments: Only one copy in circulation - File Copy.



GEOSYNTEC CONSULTANTS

14055 Riveredge Drive, Suite 300
Tampa, Florida 33637
Tel. 813.558.0990 • Fax 813.558.9726

22 May 2006

Mr. James Bradner
Florida Department of Environmental Protection
Central District
3319 Maguire Blvd, Suite 232
Orlando, FL 32803

Subject: Minor Modification Application for Cell 3
Oak Hammock Disposal Facility
Osceola County, Florida

Dear Mr. Bradner:

Transmitted herewith are two copies of the of the minor modification application for Cell 3. GeoSyntec Consultants has prepared this minor modification application on behalf of Omni Waste of Osceola County, LLC (Omni), which is a wholly owned subsidiary of Waste Services, Inc. (WSI). A check for \$250 towards the fee for the minor modification application is also included.

If you, or your staff, have any questions or need additional information, please feel free to contact the undersigned.

Sincerely,

Ayushman Gupta, P.E.
Senior Engineer

Enclosures

Copy: Shawn McCash, Omni/WSI
Matt Orr, Omni/WSI

cc R. TEDDER, P.E.
G. DEPRADINE





5002 T-Rex Avenue, Suite 200, Boca Raton, FL 33431

June 26, 2006

Mr. Frank Hornbrook
Solid Waste Financial Coordinator
Florida Department of Environmental Protection
2600 Blair Stone Rd. MS 4565
Tallahassee, Florida 32399-2400

Subject: Financial Assurance Submittal
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and S049-0199726-002

Dear Mr. Hornbrook:

Please find attached the change in limits of insurance endorsement for the Oak Hammock Disposal Facility in the amount of the approved 2006 estimates of \$3,109,788 for closing and \$3,661,697 for long-term care. The changes in limits of insurance endorsement are for the financial assurance on file with the FDEP in the form of two Evergreen National Indemnity Company insurance policies # 850576 for closing and # 850577 for long-term care. I believe that you now have all of the documents required for the approval of the financial assurance of this facility. If you have any questions, or require any additional information during your review of these documents, please contact me at (561) 237-3414 [office] or smccash@wsii.us [email] at your earliest convenience.

Sincerely,

A handwritten signature in black ink that reads "R. Shawn McCash". The signature is written in a cursive, flowing style.

R. Shawn McCash
Sr. Vice President, Landfill Operations & Engineering
Waste Services, Inc.

Attachments

cc: FDEP – Jim Bradner
Matt Orr
Don Groseclose

A rectangular stamp with the word "RECEIVED" in large, bold, capital letters at the top. Below it, the date "JUN 27 2006" is stamped. At the bottom, the text "Central Dist. - DEP" is stamped. There is a handwritten signature or initials over the stamp.

**EVERGREEN NATIONAL INDEMNITY COMPANY
CHANGE IN LIMITS OF INSURANCE ENDORSEMENT**

**THIS ENDORSEMENT CHANGES THE POLICY, PLEASE READ IT
CAREFULLY**

Policy Number: 850577

Endorsement Effective Date: June 21, 2006

Name of the Insured: Omni Waste of Osceola, LLC
2901 17th Street
St. Cloud, Florida 34769

Insured Location: Oak Hammock Disposal
Osceola County, Florida

**In consideration of the premium paid it is understood and agreed that the
Long Term Care LIMIT OF INSURANCE shown in the declarations is
amended to read:**

Long Term Care: Three Million Six Hundred Sixty One Thousand Six Hundred
Ninety Seven and 00/100 (\$3,661,697.00)

COMPANY

EVERGREEN NATIONAL INDEMNITY COMPANY

By:

Karen LoConti-Diaz

Karen LoConti-Diaz, Authorized Representative of Insurer
United Nations Insurance Agency, Inc.
1900 N W Corporate Boulevard, Suite 400E
Boca Raton, Florida 33431-8515
(800) 641-9222

RECEIVED
JUN 27 2006
Central Dist. - DEP

**EVERGREEN NATIONAL INDEMNITY COMPANY
CHANGE IN LIMITS OF INSURANCE ENDORSEMENT**

**THIS ENDORSEMENT CHANGES THE POLICY, PLEASE READ IT
CAREFULLY**

Policy Number: 850576

Endorsement Effective Date: June 21, 2006

Name of the Insured: Omni Waste of Osceola, LLC
2901 17th Street
St. Cloud, Florida 34769

Insured Location: Oak Hammock Disposal
Osceola County, Florida

**In consideration of the premium paid it is understood and agreed that the
Closing LIMIT OF INSURANCE shown in the declarations is amended to
read:**

Closing : Three Million One Hundred Nine Thousand Seven Hundred Eighty
Eight and 00/100 (\$3,109,788.00)

COMPANY

EVERGREEN NATIONAL INDEMNITY COMPANY

By: Karen LoConti-Diaz
Karen LoConti-Diaz, Authorized Representative of Insurer
United Nations Insurance Agency, Inc.
1900 N W Corporate Boulevard, Suite 400E
Boca Raton, Florida 33431-8515
(800) 641-9222

RECEIVED
JUN 27 2006
Central Dist. - DEP

PERMIT DATA FORM

CHECK

IF

NEW:

0199726

SITE

WAFR

ID#

AIR

ID#:

SITE/WAFR/FACILITY NAME:

Oak Hammock

PROJECT NAME:

DESC:

TYPE CODE:

SO

SUBCODE:

MM

CHECK IF: GP

EXEMPT

CORRECT FEE:

\$250-

PROCESSOR:

[Signature]

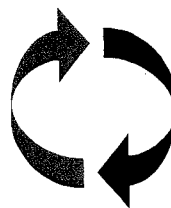
AMOUNT RCV'D:

250-

AMOUNT REFUND:

MONIES DUE:

Prepared for



Omni Waste

Omni Waste of Osceola County, LLC

1501 Omni Way
St. Cloud, Florida 34773

RECEIVED
MAY 23 2006
Central Dist. - DEP

**MINOR MODIFICATION
APPLICATION FOR CELL 3 AT
OAK HAMMOCK DISPOSAL FACILITY**

Prepared by



GeoSyntec Consultants

14055 Riveredge Drive, Suite 300
Tampa, Florida 33637

Project Number FL0866/05

May 2006

A. Gupta

22 May 2006

Williams, Elizabeth

From: Bradner, James
Sent: Thursday, April 20, 2006 4:02 PM
To: Williams, Elizabeth
Subject: FW: Oak Hammock Disposal Facility Cell 2 Certification Acceptance Letter

Receipt for OCD# 184

-----Original Message-----

From: AGupta@GeoSyntec.com [mailto:AGupta@GeoSyntec.com]
Sent: Thursday, April 20, 2006 4:00 PM
To: Bradner, James
Subject: RE: Oak Hammock Disposal Facility Cell 2 Certification Acceptance Letter

Thank you very much Jim. We really appreciate your cooperation. Thanks again.

Ayushman Gupta, P.E.

GeoSyntec Consultants
14055 Riveredge Drive, Suite 300
Tampa, FL - 33637
Tel: 813-558-0990 Ext. 235
Fax: 813-558-9726
Visit us at: www.geosyntec.com

-----Original Message-----

From: Bradner, James [mailto:James.Bradner@dep.state.fl.us]
Sent: Thursday, April 20, 2006 3:55 PM
To: Timothy J. Salopek (E-mail) (E-mail)
Cc: Ayushman Gupta; Matt Orr (E-mail); Williams, Elizabeth
Subject: Oak Hammock Disposal Facility Cell 2 Certification Acceptance Letter

<<Oak Hammock Certification Letter 04-20-2006.pdf>>
Please acknowledge receipt by electronic mail.



Department of Environmental Protection

Jeb Bush
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

David B. Struhs
Secretary

ELECTRONIC MAIL

April 20, 2006

Mr. Timothy J. Salopek, President
(tjsomni@aol.com)
Omni Waste of Osceola County, LLC
1501 Omni Way
Holopaw, Florida 34773

OCD-SW-06-0184

Osceola County SW
Oak Hammock Disposal Facility
Certification of Construction Completion – Cell 2

Dear Mr. Salopek:

This will acknowledge receipt of the *Certification of Construction Completion of a Solid Waste Management Facility*, dated, April 19, 2006, by Ayushman Gupta, P.E. of GeoSyntec Consultants, addressing Cell 2.

Based upon my inspection on April 17, 2006, construction of the Cell 2, as certified by the Engineer of Record, has been completed and is substantially consistent with plans and specifications approved under DEP Permit No. SC49-0199726-001. Accordingly, solid waste may be placed in Cell 2 for disposal.

Neither this letter nor any prior agreement with the Department relieves you of the responsibility of complying with any applicable ordinances, rules, or laws of any local, county, state, or federal government entity.

Please contact me at 407-893-3329 if you have questions or need further information.

Sincerely,

James N. Bradner, P.E., Manager
Solid and Hazardous Waste Program

/jnb

cc: Matt Orr, Site Supervisor (morr@wsii.us)
Ayushman Gupta, P.E., GeoSyntec Consultants (agupta@geosyntec.com)

RECEIVED
APR 13 2006
Central Dist. - FL



The J.E.D. Solid Waste Management Facility

1501 Omni Way
St. Cloud, FL 34773
(407) 891-3720 phone
(407) 891-3730 fax

April 11, 2006

Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit # SO49-0199726-002
1501 Omni Way
St. Cloud, FL 34773

Dear Mr. Bradner:

Attached for your review is the 2006 1st Quarter Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720.

Sincerely,

Sharon Stanfill
Office Manager

/ss

Attachment (1)

cc: Mike Rowley, Operations Manager

Quantity Summary by Material & UOM

Ticket Date In is between 1/1/2006 and 3/31/2006

	Disposal Qty	UOM
Auto Fluff	18351.88	TN
Construction & Demo	9390.58	TN
Clean Fill	46.90	TN
Contaminated Soil	5.00	EA
Contaminated Soil	75854.49	TN
Cert. Weight	4.00	CW
CLASS 3 / ICI WASTE	25593.55	TN
Mun. Solid Waste	142137.74	TN
Sludae	31034.72	TN
Special Waste	38318.95	TN
Special Waste	167.00	YD
Car Tire	17.00	EA
White Goods	42.00	EA
Yard Waste	4.88	TN

fill

Memorandum

**Florida Department Of
Environmental Protection**

CENTRAL DISTRICT

TO: Financial Coordinator
Solid Waste Section
MS-4565
Division of Waste Management

FROM: James N. Bradner, P.E.
Manager, Solid and Hazardous Waste Program

DATE: March 30 2006

SUBJECT: Osceola County – SW
Omni Waste of Osceola County, LLC.
Oak Hammock Disposal Facility
Review of Financial Assurance Cost Estimates

OCD-SW-06-0157

We have reviewed the closure and long-term care cost estimates dated February 13, 2006, for the subject facility and believe that they are adequate for the site at this time. The signed original cost estimates are in the Central District's file.

Please feel free to contact me if you need any additional information.

JNB/gnd/ew

cc: Frank Hornbrook – DEP – Tallahassee – MS-4565

22 February 2006

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

RECEIVED
FEB 24 2006
Central Dist. - DEP

Subject: Annual Adjustment of Closure and Long-Term Care Costs
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and SO49-0199726-002

Dear Mr. Bradner:

The adjusted closure and long-term care cost estimate for the Oak Hammock Disposal Facility (OHDF) in Osceola County, Florida is attached. The closure and long-term care cost estimate for the OHDF was adjusted for 2006 in compliance with Rule 62-701.630(4), Florida Administrative Code (F.A.C.). The 2005 closure and long-term care cost estimate for Phase 1 of the OHDF was submitted to Florida Department of Environmental Protection (FDEP) in February 2005.

Phase 1 of the OHDF consists of four cells – Cells 1 through 4. A phased financial assurance program for Phase 1 of the OHDF was approved by FDEP in December 2003. As part of this program, financial assurance would be provided only for cells expected to contain waste during the period covered by the financial assurance. Cells not yet constructed would be financially assured at least 60 days prior to accepting waste in the cell.

The 2005 closure and long-term care cost estimates for each of the four cells in Phase 1 of the OHDF are presented in the table below. These cost estimates are the same as presented in GeoSyntec's letter dated 21 February 2005 and have been included here for reference only.

2005	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,326,593	\$914,790	\$807,428	\$807,428	\$3,856,239
Long-Term Care (30 years)	\$2,488,852	\$580,668	\$520,379	\$520,379	\$4,110,278
Total	\$3,815,445	\$1,495,458	\$1,327,807	\$1,327,807	\$7,966,517



Mr. James Bradner
22 February 2006
Page 2

The closure and long-term care cost estimates for 2006 were estimated using a 2.0 percent inflation adjustment for the past year. The inflation factor of 1.02 was obtained from the FDEP website. A print-out of the FDEP website indicating the *current year inflation factor* as 1.02 is included as Attachment A. The inflation-adjusted 2006 closure and long-term care cost estimates for the four cells in Phase 1 of the OHDF are presented in the table below.

2006	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,353,125	\$933,086	\$823,577	\$823,577	\$3,933,365
Long-Term Care (30 years)	\$2,538,629	\$592,281	\$530,787	\$530,787	\$4,192,484
Total	\$3,891,754	\$1,525,367	\$1,354,364	\$1,354,364	\$8,125,849

Waste has been and/or is being deposited in Cells 1 and 4 at the OHDF. It is noted that Cell 4 was the second cell to be constructed at the OHDF (after Cell 1). Cell 2 (approximately 12 acres) is currently under construction and is expected to start accepting waste in the second quarter of 2006. As a result, financial assurance in 2006 is required for the estimated closure and long-term care cost for Cells 1, 2, and 4. The closure and long-term care cost estimate for Cells 1, 2, and 4 are presented in the table below. A completed Financial Assurance Cost Estimate Form (DEP Form # 62-701.900(28)) with closure and long-term care cost estimate for Cells 1, 2, and 4 is included as Attachment B.

Cells Containing Waste in 2006	Closure Cost	Long-Term Care Cost	Financial Assurance Requirement for 2006
1	\$1,353,125	\$2,538,629	\$3,891,754
2	\$933,086	\$592,281	\$1,525,367
4	\$823,577	\$530,787	\$1,354,364
1, 2, & 4	\$3,109,788	\$3,661,697	\$6,771,485

Cell 3 may be constructed in 2006. If Cell 3 is constructed and is scheduled to accept waste in 2006, this cost estimate will be updated and financial assurance will be provided for Cells 1 through 4 at least 60 days prior to accepting waste in Cell 3.

Mr. James Bradner
22 February 2006
Page 3

If you have any questions or need additional information, please do not hesitate to contact the undersigned.

Sincerely,



Ayushman Gupta, P.E.
Senior Engineer

Copy to: Fred J. Wick, FDEP, Tallahassee
Shawn McCash, Waste Services, Inc.

G. DEPRADINE



Attachment B

**Financial Assurance Cost Estimate Form
DEP Form # 62-701.900(28)**



Florida Department of Environmental Protection
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(28)
Form Title Financial Assurance Cost Estimate Form
Effective Date 05-27-01
DEP Application No. _____
(Filled by DEP)

FINANCIAL ASSURANCE COST ESTIMATE FORM

Date: 13 FEB 2006

Date of DEP Approval: _____

I. GENERAL INFORMATION:

Facility Name: OAK HAMMOCK DISPOSAL FACILITY WACS or GMSID #: 89544

Permit / Application No.: SC49-0199726-001 AND Expiration Date: 28 AUG 2007
5049-0199726-002

Facility Address: 1501 OMNI WAY, ST. CLOUD, FL-34773

Permittee: OMNI WASTE OF OSCEOLA COUNTY, LLC (WASTE SERVICES, INC.)

Mailing Address: SAME AS ABOVE

Latitude: 28°03'31" Longitude: 81°05'46" or UTM: _____

Solid Waste Disposal Units Included in Estimate:

Phase / Cell	Acres	Date Unit Began Accepting Waste	Design Life of Unit From Date of Initial Receipt of Waste
<u>PH1/CELL1</u>	<u>18</u>	<u>JAN 2004</u>	<u>LIFE OF</u> <u>PHASE 1</u> <u>IS 5 YRS</u>
<u>PH1/CELL4</u>	<u>11</u>	<u>SEP 2005</u>	
<u>PH1/CELL2</u>	<u>12</u>	<u>EXPECTED</u> <u>IN 2Q OF 2006</u>	
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Total Landfill Acreage included in this estimate. 41 Closure 41 Long-Term Care

Type of facility: ☒ Class I _____ Class III _____ C&D Debris Disposal _____ Other

II. TYPE OF FINANCIAL ASSURANCE DOCUMENT (Check Type)

_____ Letter of Credit*

☒ Insurance Certificate

_____ Surety Bond*

_____ Escrow Account

_____ Trust Fund Agreement

_____ Financial Test

*Indicates
mechanisms that
require use of a
Standby Trust Fund
Agreement

Northwest District
160 Governmental Center
Pensacola, FL 32501-5794
850-595-8360

Northeast District
7825 Baymeadows Way, Ste. B200
Jacksonville, FL 32256-7590
904-448-4300

Central District
3319 Maguire Blvd., Ste. 232
Orlando, FL 32803-3767
407-894-7555

Southwest District
3804 Coconut Palm Dr.
Tampa, FL 33619
813-744-6100

South District
2295 Victoria Ave., Ste. 364
Fort Myers, FL 33901-3881
941-332-6975

Southeast District
400 North Congress Ave.
West Palm Beach, FL 33401
561-681-6600

III. ESTIMATE ADJUSTMENT

40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, Florida Administrative Code sets forth the method of annual cost estimate adjustment. Cost estimates may be adjusted by using an inflation factor or by recalculating the maximum costs of closure in current dollars. Select one of the methods of cost estimate adjustment below.

☒ (a) Inflation Factor Adjustment

Inflation adjustment using an inflation factor may only be made when a Department approved closure cost estimate exists and no changes have occurred in the facility operation which would necessitate modification to the closure plan. The inflation factor is derived from the most recent Implicit Price Deflator for Gross National Product published by the U.S. Department of Commerce in its survey of Current Business. The inflation factor is the result of dividing the latest published annual Deflator by the Deflator for the previous year. The inflation factor may also be obtained from the Solid Waste Financial Coordinator at (850)-245-8732.

This adjustment is based on the Department approved closure cost estimate dated: 21 FEB 2005

Latest Department Approved
Closure Cost Estimate:

\$ 3,048,811

X

Current Year
Inflation Factor

1.02

=

Inflation Adjusted
Closure Cost Estimate:

\$ 3,109,788

This adjustment is based on the Department approved long-term care cost estimate dated: 21 FEB 2005

Latest Department Approved
Annual Long-Term Care Cost
Estimate:

\$ 3,589,899

X

Current Year
Inflation Factor

1.02

=

Inflation Adjusted Annual
Long-Term Care Cost
Estimate:

\$ 3,661,697

(FOR 30 YRS)

(FOR 30 YRS)

Number of Years of Long Term Care Remaining:

X

--

Inflation Adjusted Long-Term Care Cost Estimate:

=

\$ 3,661,697

☐ (b) Recalculate Estimates (see section V)

IV. CERTIFICATION BY ENGINEER

This is to certify that the Financial Assurance Cost Estimates pertaining to the engineering features of the this solid waste management facility have been examined by me and found to conform to engineering principals applicable to such facilities. In my professional judgement, the Cost Estimates are a true, correct and complete representation of the financial liabilities for closing and long-term care of the facility and comply with the requirements of Florida Administrative Code (F.A.C.), Rule 62-701.630 and all other Department of Environmental Protection rules, and statutes of the State of Florida. It is understood that the Financial Assurance Cost Estimates shall be submitted to the Department **annually**, revised or adjusted as required by Rule 62-701.630(4), F.A.C.

Signature of Engineer

A Gupta

Signature of Owner/Operator

R. Shawn McCash

AYUSHMAN GUPTA, SENIOR ENGINEER

Name & Title (please type) GEOSYNTEC CONSULTANTS

R. SHAWN MCCASH, SR. VICE PRESIDENT

Name & Title (please type) WASTE SERVICES, INC.

54023

Florida Registration Number (affix seal)

14055 RIVEREDGE DR. #300

TAMPA, FL 33637

Mailing Address

813-558-0990 EXT. 235

Telephone Number

561-237-3414

Telephone Number

smccash@wasteservicesinc.com

Owner/Operator E-Mail Address

agupta@geosyntec.com

Engineer E-Mail Address

Attachment A

**Current Year Inflation Factor
from FDEP's Website**

RECEIVED
FEB 24 2006
Central Dist. - DEP

RECEIVED
JAN 11 2006
Central Dist. - DEP

January 9, 2006



The J.E.D. Solid Waste Management Facility

1501 Omni Way
St. Cloud, FL 34773
(407) 891-3720 phone
(407) 891-3730 fax

Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit # SO49-0199726-002
1501 Omni Way
St. Cloud, FL 34773

Dear Mr. Bradner:

Attached for your review is the 2005 4th Quarter Waste Report along with the 2005 Annual Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720.

Sincerely,

Sharon Stanfill
Office Manager

/ss

Attachments(1)

cc: Mike Rowley, Operations Manager

Quantity Summary by Material & UOM

Ticket Date In is between 1/1/2005 and 12/31/2005

	Disposal Qty	UOM
Auto Fluff	48289.18	TN
Construction & Demo	13340.74	TN
Construction & Demo	74907.00	YD
Clean Fill	468.28	TN
Contaminated Soil	184361.32	TN
Cert. Weight	14.00	CW
CLASS 3 / ICI WASTE	433500.00	LD
CLASS 3 / ICI WASTE	60433.84	TN
Mulch	5841.28	TN
Mun. Solid Waste	376535.51	TN
Sludge	78135.24	TN
Special Waste	27666.06	TN
Special Waste	1240.00	YD
Car Tire	377.00	EA
Truck Tires	54.00	EA
White Goods	126.00	EA
Yard Waste	65.54	TN

Quantity Summary by Material & UOM

Ticket Date In is between 10/1/2005 and 12/31/2005

	Disposal Qty	UOM
Auto Fluff	16790.57	TN
Construction & Demo	8307.98	TN
Construction & Demo	12123.00	YD
Clean Fill	92.12	TN
Contaminated Soil	70522.80	TN
Cert. Weight	7.00	CW
CLASS 3 / ICI WASTE	12185.02	TN
Mun. Solid Waste	134409.31	TN
Sludge	27520.92	TN
Special Waste	4651.70	TN
Special Waste	140.00	YD
Car Tire	56.00	EA
Truck Tires	2.00	EA
White Goods	24.00	EA
Yard Waste	10.56	TN

Quantity Summary by Material & UOM

Ticket Date In is between 1/1/2005 and 12/31/2005

	Disposal Qty	UOM
Auto Fluff	48289.18	TN
Construction & Demo	13340.74	TN
Construction & Demo	74907.00	YD
Clean Fill	468.28	TN
Contaminated Soil	184361.32	TN
Cert. Weight	14.00	CW
CLASS 3 / ICI WASTE	433500.00	LD
CLASS 3 / ICI WASTE	60433.84	TN
Mulch	5841.28	TN
Mun. Solid Waste	376535.51	TN
Sludae	78135.24	TN
Special Waste	27666.06	TN
Special Waste	1240.00	YD
Car Tire	377.00	EA
Truck Tires	54.00	EA
White Goods	126.00	EA
Yard Waste	65.54	TN



The J.E.D. Solid Waste Management Facility

**1501 Omni Way
St. Cloud, FL 34773
(407) 891-3720 phone
(407) 891-3730 fax**

FACSIMILE

TO: Randall Cunningham
FROM: Sharon Stanfill
FAX#: 407-893-3124
SUBJECT: 4th Qtr 05
DATE: 1-19-06
PAGES: 2 (including cover sheet)

[illegible]


RECEIVED
OCT 05 2005
Central Dist. - DEP



The J.E.D. Solid Waste Management Facility

1501 Omni Way
St. Cloud, FL 34773
(407) 891-3720 phone
(407) 891-3730 fax

October 3, 2005

Mr. Jim Bradner, P.E.
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803

RE: J.E.D. Solid Waste Disposal Facility
Permit #SO49-0199726-002
1501 Omni Way
St. Cloud, FL 34773

Dear Mr. Bradner:

Attached for your review is the 3rd Quarter Waste Report for the above referenced facility. If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720.

Sincerely,



Sharon Stanfill
Office Manager

/ss

Enclosure

cc: Mike Rowley, Operations Manager

Quantity Summary by Material & UOM

Ticket Date In is between 7/1/2005 and 9/30/2005

	Disposal Qty	UOM
Auto Fluff	8046.81	TN
Construction & Demo	728.06	TN
Construction & Demo	19927.00	YD
Clean Fill	8.02	TN
Contaminated Soil	46993.59	TN
Cert. Weight	5.00	CW
CLASS 3 / ICI WASTE	186160.00	LD
CLASS 3 / ICI WASTE	27969.77	TN
Mun. Solid Waste	112669.85	TN
Sludae	26298.51	TN
Special Waste	3612.77	TN
Special Waste	765.00	YD
Car Tire	42.00	EA
Truck Tires	5.00	EA
White Goods	41.00	EA
Yard Waste	10.31	TN

RECEIVED
NOV 04 2004
Central Dist. - DEP



The J.E.D. Solid Waste Management Facility

1501 Omni Way

St. Cloud, FL 34773

(407) 891-3720 phone

(407) 891-3730 fax

November 1, 2004

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Notification of Average Daily Volumes
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and SO49-0199726-002

Dear Mr. Bradner:

I am writing to advise you that the Oak Hammock Disposal Facility (OHDF) in Osceola County, Florida is now consistently receiving volume in excess of 1,700 tons per day. The facility has, as detailed in the Operation Plan, the necessary personnel and heavy equipment at the site for receipt of up to 3,000 tons per day. Should the daily volume at the landfill increase enough to require additional equipment or site staff these will be added, as required, to ensure that the operation and maintenance of the facility meets the requirements of the permit and the regulations at all times.

Sincerely,

Leonard L. Marion
General Manager

Copy to: Tim Salopek
Nigel Guilford
Shawn McCash

Williams, Elizabeth

From: Bradner, James
Sent: Tuesday, November 02, 2004 3:45 PM
To: 'Imarion@ceri.biz'
Cc: 'walterd@doacs.state.fl.us'; Williams, Elizabeth
Subject: Disposal of Citrus Canker Waste

Good afternoon, Lenny:

The Department of Environmental Protection has no objection to the disposal of citrus canker waste at the J.E.D. Solid Waste Management Facility, AKA Oak Hammock (Class I) Disposal.

As we discussed by telephone, I suggest segregating the disposal area and promptly covering the waste placed for disposal, and following any additional guidelines proposed by the Department of Agriculture and Consumer Services to minimize the spread of citrus canker.

Please call me if I can be of further assistance.

Thanks,

Jim

James N. Bradner, P.E.
Manager, Solid and Hazardous Waste Program
Central District
Department of Environmental Protection
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767
407-893-3329 direct phone
407-893-3167 fax
407-894-7555 Central District switchboard
325-3329 direct SunCom
James.Bradner@floridadep.net



The J.E.D. Solid Waste Management Facility

1501 Omni Way

St. Cloud, FL 34773

(407) 891-3720 phone

(407) 891-3730 fax

April 1, 2004

Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit #SC49-0199726-001 and SO49-0199726-002
1501 Omni Way
St. Cloud, Florida 34773

Dear Mr. Bradner:

Attached for your review is the 2004 1st Quarter Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720

Sincerely,
Sharon Stanfill
Office Manager

/ss

Attachment (1)

10 ECR

APR 1 2004

MATERIAL ACTIVITY REPORT
 From: Jan 01, 2004 To: Mar 31, 2004
 Material Range: A To Z

Facility: All Facilities
 C = Cash Ticket

Ticket Type: All Ticket Types
 I = Invoice Ticket

SUMMARY REPORT

Material	Number of Tickets	Count		Inbound		Outbound		Material Total	Tax	
		Inbound	Outbound	Weight	Volume	Weight	Volume		Total	Total
AU - Auto Fluff	146			3,340.21 TN	0.00 YD	0.00 TN	0.00 YD	\$33,402.10	\$0.00	\$33,402.10
CD - Construction & Demo	291			2,101.54 TN	7,530.00 YD	0.00 TN	0.00 YD	\$23,510.00	\$0.00	\$23,510.00
CS - Contaminated Soil	80			2,389.32 TN	0.00 YD	0.00 TN	0.00 YD	\$52,098.18	\$0.00	\$52,098.18
MS - Mun. Solid Waste	1766			37,508.63 TN	0.00 YD	0.00 TN	0.00 YD	\$808,617.38	\$0.00	\$808,617.38
SL - Sludge	158			3,059.31 TN	0.00 YD	0.00 TN	0.00 YD	\$67,012.94	\$0.00	\$67,012.94
SP - Special Waste	77			806.43 TN	0.00 YD	0.00 TN	0.00 YD	\$16,072.93	\$0.00	\$16,072.93
TI - Car Tire	2	35.00		0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$102.00	\$0.00	\$102.00
WG - White Goods	2	3.00		0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$30.00	\$0.00	\$30.00
YW - Yard Waste	1			0.49 TN	0.00 YD	0.00 TN	0.00 YD	\$12.74	\$0.00	\$12.74
Cash Total:								\$1,773.04	\$0.00	\$1,773.04
Invoice Total:								\$999,085.23	\$0.00	\$999,085.23
Total Tickets Reported:	2523	Report Total:	38.00	0.00	49,205.93 TN	7,530.00 YD	0.00 TN	0.00	\$1,000,858.27	\$0.00 \$1,000,858.27



The J.E.D. Solid Waste Management Facility

1501 Omni Way

St. Cloud, FL 34773

(407) 891-3720 phone

(407) 891-3730 fax

July 1, 2004

Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit #SC49-0199726-001 and SO49-0199726-002
1501 Omni Way
St. Cloud, Florida 34773

Dear Mr. Bradner:

Attached for your review is the 2004 2nd Quarter Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720

Sincerely,
Sharon Stanfill
Office Manager

/ss

Attachment (1)

MATERIAL ACTIVITY REPORT
 From: Apr 01, 2004 To: Jun 30, 2004
 Material Range: A To Z

Facility: All Facilities
 C = Cash Ticket

Ticket Type: All Ticket Types
 I = Invoice Ticket

SUMMARY REPORT

Material	Number of		Count		Inbound		Outbound		Material Total	Tax Total	Total
	Tickets	Inbound	Outbound		Weight	Volume	Weight	Volume			
AU - Auto Fluff	327				7,803.36 TN	0.00 YD	0.00 TN	0.00 YD	\$78,033.60	\$0.00	\$78,033.60
CD - Construction & Demo	574				4,094.56 TN	13,000.00 YD	0.00 TN	0.00 YD	\$39,690.00	\$0.00	\$39,690.00
CF - Clean Fill	15				301.17 TN	210.00 YD	0.00 TN	0.00 YD	\$4,622.30	\$0.00	\$4,622.30
CS - Contaminated Soil	420				9,109.37 TN	0.00 YD	0.00 TN	0.00 YD	\$174,786.06	\$0.00	\$174,786.06
MS - Mun. Solid Waste	2544				54,953.64 TN	0.00 YD	0.00 TN	0.00 YD	\$1,180,626.63	\$0.00	\$1,180,626.63
SL - Sludge	304				4,934.33 TN	0.00 YD	0.00 TN	0.00 YD	\$103,731.66	\$0.00	\$103,731.66
SP - Special Waste	255				3,175.48 TN	0.00 YD	0.00 TN	0.00 YD	\$73,763.20	\$0.00	\$73,763.20
T7 - Truck Tires	0	10.00			0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$120.00	\$0.00	\$120.00
TI - Car Tire	0	16.00			0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$45.00	\$0.00	\$45.00
WG - White Goods	2	13.00			0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$130.00	\$0.00	\$130.00
YW - Yard Waste	8				12.12 TN	0.00 YD	0.00 TN	0.00 YD	\$315.12	\$0.00	\$315.12
Cash Total:									\$3,526.86	\$0.00	\$3,526.86
Invoice Total:									\$1,652,336.71	\$0.00	\$1,652,336.71
Total Tickets Reported:	4449	Report Total:	39.00	0.00	84,384.03 TN	13,210.00 YD	0.00 TN	0.00 YD	\$1,655,863.57	\$0.00	\$1,655,863.57



The J.E.D. Solid Waste Management Facility

1501 Omni Way

St. Cloud, FL 34773

(407) 891-3720 phone

(407) 891-3730 fax

October 1, 2004

Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit #SC49-0199726-001 and SO49-0199726-002
1501 Omni Way
St. Cloud, Florida 34773

Dear Mr. Bradner:

Attached for your review is the 2004 3rd Quarter Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720

Sincerely,
Sharon Stanfill
Office Manager

/ss

Attachment (1)

MATERIAL ACTIVITY REPORT
From: Jul 01, 2004 To: Sep 30, 2004
Material Range: A To Z

Facility: All Facilities
C = Cash Ticket

Ticket Type: All Ticket Types
I = Invoice Ticket

SUMMARY REPORT

Material	Number of Tickets	Count		Inbound		Outbound		Material Total	Tax Total	Total	
		Inbound	Outbound	Weight	Volume	Weight	Volume				
AU - Auto Fluff	850			18,145.24 TN	0.00 YD	0.00 TN	0.00 YC	\$204,338.28	\$0.00	\$204,338.28	
CD - Construction & Demo	676			5,672.54 TN	15,641.00 YD	0.00 TN	0.00 YD	\$57,144.00	\$0.00	\$57,144.00	
CF - Clean Fill	139			2,662.47 TN	3,190.00 YD	0.00 TN	0.00 YD	\$7,430.00	\$0.00	\$7,430.00	
CS - Contaminated Soil	854			20,237.49 TN	0.00 YD	0.00 TN	0.00 YC	\$376,187.41	\$0.00	\$376,187.41	
MS - Mun. Solid Waste	2803			59,100.14 TN	0.00 YD	0.00 TN	0.00 YC	\$1,193,592.23	\$0.00	\$1,193,592.23	
SL - Sludge	181			2,228.48 TN	0.00 YD	0.00 TN	0.00 YD	\$45,561.32	\$0.00	\$45,561.32	
SP - Special Waste	526			9,865.18 TN	400.00 YD	0.00 TN	0.00 YC	\$151,612.40	\$0.00	\$151,612.40	
TI - Car Tire	0	12.00		0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$34.00	\$0.00	\$34.00	
WG - White Goods	2	19.00		0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$190.00	\$0.00	\$190.00	
YW - Yard Waste	20			13.53 TN	20.00 YD	0.00 TN	0.00 YD	\$328.18	\$0.00	\$328.18	
Cash Total:								\$7,273.46	\$0.00	\$7,273.46	
Invoice Total:								\$2,029,144.36	\$0.00	\$2,029,144.36	
Total Tickets Reported:	6051	Report Total:	31.00	0.00	117,925.07 TN	19,251.00 YD	0.00 TN	0.00	\$2,036,417.82	\$0.00	\$2,036,417.82



The J.E.D. Solid Waste Management Facility

1501 Omni Way

St. Cloud, FL 34773

(407) 891-3720 phone

(407) 891-3730 fax

January 2, 2005

Mr. James Bradner, P.E.
Program Manager Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd, Suite 232
Orlando, FL 32803-3767

RE: J.E.D. Solid Waste Disposal Facility
(Oak Hammock Disposal Facility)
Permit #SC49-0199726-001 and SO49-0199726-002
1501 Omni Way
St. Cloud, Florida 34773

Dear Mr. Bradner:

Attached for your review is the 2004 4th Quarter Waste Report for the above referenced facility.

If you have any questions or require additional information please do not hesitate to contact me at (407) 891-3720

Sincerely,
Sharon Stanfill
Office Manager

/ss

Attachment (1)

MATERIAL ACTIVITY REPORT
 From: Oct 01, 2004 To: Dec 31, 2004
 Material Range: A To Z

Facility: All Facilities
 C = Cash Ticket

Ticket Type: All Ticket Types
 I = Invoice Ticket

SUMMARY REPORT

Material	Number of Tickets	Count		Inbound		Outbound		Material Total	Tax		
		Inbound	Outbound	Weight	Volume	Weight	Volume		Total	Total	Total
AU - Auto Fluff	637			13,349.47 TN	0.00 YD	0.00 TN	0.00 YD	\$156,818.32	\$0.00	\$156,818.32	
CD - Construction & Demo	2356			23,531.98 TN	29,284.00 YD	0.00 TN	0.00 YD	\$357,099.66	\$0.00	\$357,099.66	
CF - Clean Fill	1			17.31 TN	0.00 YD	0.00 TN	0.00 YD	\$43.28	\$0.00	\$43.28	
CS - Contaminated Soil	566			14,217.92 TN	0.00 YD	0.00 TN	0.00 YD	\$327,685.32	\$0.00	\$327,685.32	
MH - Mulch	2518			60,340.61 TN	0.00 YD	0.00 TN	0.00 YD	\$844,768.54	\$0.00	\$844,768.54	
MS - Mun. Solid Waste	3584	1.00		56,646.88 TN	6,900.00 YD	0.00 TN	0.00 YD	\$1,201,453.29	\$0.00	\$1,201,453.29	
SL - Sludge	366			5,731.07 TN	0.00 YD	0.00 TN	0.00 YD	\$115,755.14	\$0.00	\$115,755.14	
SP - Special Waste	1344			34,437.69 TN	230.00 YD	0.00 TN	0.00 YD	\$862,649.60	\$0.00	\$862,649.60	
TI - Car Tire	1	29.00		0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$87.00	\$0.00	\$87.00	
WG - White Goods	6	22.00		0.00 TN	0.00 YD	0.00 TN	0.00 YD	\$220.00	\$0.00	\$220.00	
YW - Yard Waste	19			11.70 TN	0.00 YD	0.00 TN	0.00 YD	\$304.20	\$0.00	\$304.20	
Cash Total:								\$44,141.88	\$0.00	\$44,141.88	
Invoice Total:								\$3,822,742.47	\$0.00	\$3,822,742.47	
Total Tickets Reported:	11398	Report Total:	52.00	0.00	208,284.63 TN	36,414.00 YD	0.00 TN	0.00	\$3,866,884.35	\$0.00	\$3,866,884.35

WE'VE MOVED!

To our new facility



(formerly Oak Hammock Disposal Facility)

Omni Waste of Osceola County, LLC
1501 Omni Way
St. Cloud, FL 34773
(407) 891-3720 phone
(407) 891-3730 fax

PLEASE UPDATE YOUR RECORDS



12 February 2004

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Annual Adjustment of Closure and Long-Term Care Costs
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and SO49-0199726-002

RECEIVED
FEB 17 2004
Central Dist. - DEP

Dear Mr. Bradner:

The adjusted closure and long-term care cost estimate for Oak Hammock Disposal Facility (OHDF) in Holopaw, Osceola County, Florida is attached. The closure and long-term care cost estimate for OHDF was adjusted for 2004 in compliance with Rule 62-701.630(4), Florida Administrative Code (F.A.C.). The 2003 closure and long-term care cost estimate for Phase 1 of the OHDF was submitted to Florida Department of Environmental Protection (FDEP) in April 2003 and amended by a letter dated 31 October 2003.

Phase 1 of the OHDF consists of four cells – Cells 1 through 4. A phased financial assurance program was proposed by GeoSyntec Consultants (GeoSyntec) to FDEP in October 2003. As part of this program, financial assurance would be provided only for cells expected to contain waste during the period covered by the financial assurance. Cells not yet constructed would be financially assured prior to accepting waste. The phased financial assurance program for Phase 1 of the OHDF was approved by FDEP in December 2003. FDEP's letter accepting the phased financial assurance program modified the Specific Condition #53, Financial Responsibility, of the above referenced solid waste permits. FDEP's acceptance letter and GeoSyntec's proposal for phased financial assurance were attached to the above referenced permits as Exhibit II.

The 2003 closure and long-term care cost estimate for each of the four cells in Phase 1 of the OHDF and the phased financial assurance requirements (from GeoSyntec's October 2003 proposal) are presented in the tables below.



Mr. James N. Bradner, P.E.

12 February 2004

Page 2

	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,294,048	\$892,348	\$787,619	\$787,619	\$3,761,633
Long-Term Care (30 years)	\$2,427,793	\$566,422	\$507,612	\$507,612	\$4,009,440
Total	\$3,721,840	\$1,458,770	\$1,295,231	\$1,295,231	\$7,771,073

Cells Containing Waste	Closure Cost	Long-Term Care Cost	Financial Assurance Requirements (2003)
1	\$1,294,048	\$2,427,793	\$3,721,840
1, 2	\$2,186,395	\$2,994,215	\$5,180,611
1, 2, 3	\$2,974,014	\$3,501,828	\$6,475,842
1, 2, 3, 4	\$3,761,633	\$4,009,440	\$7,771,073

The closure and long-term care cost estimate for 2004 were estimated using 1 percent inflation for the past year. The inflation factor of 1.01 was obtained from the FDEP website. A print-out of the FDEP website indicating the *current year inflation factor* as 1.01 as of 11 February 2004, is included as Attachment A. The inflation adjusted 2004 closure and long-term care cost estimate for the four cells in Phase 1 of the OHDF and the phased financial assurance requirements are presented in the tables below.

	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,306,988	\$901,271	\$795,495	\$795,495	\$3,799,249
Long-Term Care (30 years)	\$2,452,071	\$572,087	\$512,689	\$512,689	\$4,049,534
Total	\$3,759,059	\$1,473,358	\$1,308,184	\$1,308,184	\$7,848,784

Cells Containing Waste	Closure Cost	Long-Term Care Cost	Financial Assurance Requirements (2004)
1	\$1,306,988	\$2,452,071	\$3,759,059
1, 2	\$2,208,259	\$3,024,157	\$5,232,417
1, 2, 3	\$3,003,754	\$3,536,846	\$6,540,600
1, 2, 3, 4	\$3,799,249	\$4,049,534	\$7,848,784

Mr. James N. Bradner, P.E.
12 February 2004
Page 3

Cell 1A (consisting of 12 acres of the 18-acre Cell 1) in Phase 1 of the OHDF started accepting waste on 26 January 2004. Cell 1B (consisting of the remaining 6 acres of Cell 1) is currently under construction. In 2004, waste will be deposited only in Cell 1 at the OHDF landfill. As a result, financial assurance in 2004 is required for closure and long-term care cost estimate for Cell 1 only. A completed Financial Assurance Cost Estimate Form (DEP Form # 62-701.900(28)) with closure and long-term care cost estimate for Cell 1 is included as Attachment B.

If you have any questions or need additional information, please do not hesitate to contact the undersigned.

Sincerely,



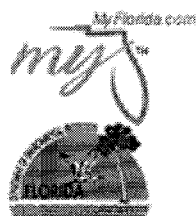
Kenneth W. Cargill, P.E.
Principal

Copy to: Lenny Marion, Omni Waste
Fred J. Wick, FDEP, Tallahassee



Attachment A

**Current Year Inflation Factor as of 11 February 2004
from FDEP Website**

**Florida**

Department of Environmental Protection

"More Protection, Less Process"

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Programs](#)[Pollution
Prevention](#)[Recycling](#)[Site Investigation](#)[Solid Waste](#)[Solid Waste
Financial
Responsibility](#)[Solid Waste Grants](#)[Storage Tank
Regulation](#)**Annual Adjustment of Cost Estimates**

Owners or operators of facilities regulated by the Solid Waste Financial Assurance office shall annually adjust their facility closure cost estimates for inflation and submit updated information to the Department. Outlined below are Rule 62-701.630 (4), Florida Administrative Code (F.A.C.), requirements for submission of closure cost estimates.

- Form 62-701.900(28) is used to prepare and submit closure cost estimates. Contact your permitting office for assistance with the form.
- Annual cost estimate adjustments may be made either by recalculating the maximum cost of closure or by using the current year inflation factor.
- For owners or operators using an escrow account to demonstrate financial assurance, cost estimates must be submitted between July 1 and September 1 of each year.
- For owners or operators using an alternate financial mechanism to demonstrate financial assurance, cost estimates must be submitted between January 1 and March 1 of each year.
- Please submit Form 62-701.900(28) to the appropriate permitting office with a copy to:

Solid Waste Financial Coordinator
Department of Environmental Protection
2600 Blair Stone Road MS 4565
Tallahassee, Florida 32399-2400
(850) 245-8732 FAX (850) 245-8811

Calculation of the Inflation Factor

- The annual inflation factor is derived from the most recent Implicit Price Deflator for Gross National Product published by the U.S. Department of Commerce in its Survey of Current Business, pursuant to Rule 62-701.630(4)(b)(2), F.A.C.
- To calculate the current inflation factor, divide the latest published annual Deflator by the Deflator for the previous year.
- Implicit Price Deflator data is published by the U.S. Department of Commerce, Bureau of Economic Analysis on their website, <http://www.bea.doc.gov>.

Current Year Inflation Factor*: 1.010**Inflation Factors 2000 - 2003**

1999 Cost Estimate x 1.015 = 2000 Cost Estimate

Tires

2000 Cost Estimate x 1.020 = 2001 Cost Estimate

Used Oil

2001 Cost Estimate x 1.020 = 2002 Cost Estimate

Voluntary Cleanup

2002 Cost Estimate x 1.010 = 2003 Cost Estimate

Tax Credit

*** - The data necessary to calculate the inflation factor is released by the U.S. Department of Commerce in April. Therefore, it is necessary and appropriate to use the previous year's factor when inflation adjusting cost estimates between January 1 and April 1. Once the new factor becomes available, it will be posted for immediate use.**

Quick Topics

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[Cost Estimates](#) | [Workshop](#) | [Solid Waste Section Main Page](#) |

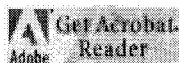
Key Areas

Petroleum Storage
Systems

Solid & Hazardous
Waste

Waste Cleanup

Contact Us



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Last Updated: 02/02/04

Attachment B

**Financial Assurance Cost Estimate Form
DEP Form # 62-701.900(28)**



Florida Department of Environmental Protection
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(28)
Form Title Financial Assurance Cost Estimate Form
Effective Date 05-27-01
DEP Application No. _____
(Filled by DEP)

FINANCIAL ASSURANCE COST ESTIMATE FORM

Date: 12 Feb 2003 Date of DEP Approval: _____

I. GENERAL INFORMATION:

Facility Name: DAK HAMMOCK DISPOSAL FACILITY WACS or GMSID #: _____
Permit / Application No.: SC49-0199726-001 & 5049-0199726-002 Expiration Date: 8/28/2007
Facility Address: 1501 OMNI WAY, HOLDAW, FL-34773
Permittee: OMNI WASTE OF OSCEOLA COUNTY, LLC
Mailing Address: SAME AS ABOVE

Latitude: 28°03'31" Longitude: 81°05'46" or UTM: _____

Solid Waste Disposal Units Included in Estimate:

Phase / Cell	Acres	Date Unit Began Accepting Waste	Design Life of Unit From Date of Initial Receipt of Waste
<u>PHASE 1 / CELL 1</u>	<u>18.04</u>	<u>26 JAN 2004</u>	<u>5 YRS</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Total Landfill Acreage included in this estimate. 18.04 Closure 18.04 Long-Term Care

Type of landfill: X Class I _____ Class III _____ C&D Debris

II. TYPE OF FINANCIAL ASSURANCE DOCUMENT (Check Type)

_____ Letter of Credit* _____ Insurance Certificate
_____ Performance Bond* _____ Escrow Account
_____ Guaranty Bond* _____ Trust Fund Agreement

*Indicates
mechanisms that
require use of a
Standby Trust Fund
Agreement

Northwest District
160 Governmental Center
Pensacola, FL 32501-5794
850-595-8360

Northeast District
7825 Baymeadows Way, Ste. B200
Jacksonville, FL 32256-7590
904-448-4300

Central District
3319 Maguire Blvd., Ste. 232
Orlando, FL 32803-3767
407-894-7555

Southwest District
3804 Coconut Palm Dr.
Tampa, FL 33619
813-744-6100

South District
2295 Victoria Ave., Ste. 364
Fort Myers, FL 33901-3881
941-332-6975

Southeast District
400 North Congress Ave.
West Palm Beach, FL 33401
561-681-6600

III. ESTIMATE ADJUSTMENT

40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, Florida Administrative Code sets forth the method of annual cost estimate adjustment. Cost estimates may be adjusted by using an inflation factor or by recalculating the maximum costs of closure in current dollars. Select one of the methods of cost estimate adjustment below.

☒ (a) Inflation Factor Adjustment

Inflation adjustment using an inflation factor may only be made when a Department approved closure cost estimate exists and no changes have occurred in the facility operation which would necessitate modification to the closure plan. The inflation factor is derived from the most recent Implicit Price Deflator for Gross National Product published by the U.S. Department of Commerce in its survey of Current Business. The inflation factor is the result of dividing the latest published annual Deflator by the Deflator for the previous year. The inflation factor may also be obtained from the Solid Waste Financial Coordinator at (850)-488-0300.

This adjustment is based on the Department approved closure cost estimate dated: 31 OCT 2003

Latest Department Approved		Current Year		Inflation Adjusted
<u>\$ 1,294,048</u>	x	<u>1.01</u>	=	<u>\$ 1,306,988</u>

This adjustment is based on the Department approved long-term care cost estimate dated: 31 OCT 2003

Latest Department Approved Annual Long-Term Care Cost Estimate:		Current Year Inflation Factor		Inflation Adjusted Annual Long-Term Care Cost Estimate:
<u>\$ 80,926</u>	x	<u>1.01</u>	=	<u>\$ 81,736</u>

Number of Years of Long Term Care Remaining: 30

Inflation Adjusted Long-Term Care Cost Estimate: \$ 2,452,071

☐ (b) Recalculate Estimates (see section V)

IV. CERTIFICATION BY ENGINEER

This is to certify that the Financial Assurance Cost Estimates pertaining to the engineering features of the this solid waste management facility have been examined by me and found to conform to engineering principals applicable to such facilities. In my professional judgement, the Cost Estimates are a true, correct and complete representation of the financial liabilities for closing and long-term care of the facility and comply with the requirements of Florida Administrative Code (F.A.C.), Rule 62-701.630 and all other Department of Environmental Protection rules, and statutes of the State of Florida. It is understood that the Financial Assurance Cost Estimates shall be submitted to the Department **annually**, revised or adjusted as required by Rule 62-701.630(4), F.A.C.

Signature of Engineer

12 FEB 04

KENNETH W. CARGILL, P.E. PRINCIPAL

Name & Title (please type)

54435

Florida Registration Number (affix seal)

GEOSYNTEC CONSULTANTS

14055 RIVEREDGE DR. # 300, TAMPA,

Mailing Address FL-33637

813-558-0990

Telephone Number

Signature of Owner/Operator

LENNY MARION, OPERATIONS MANAGER

Name & Title (please type)

407-891-3720

Telephone Number

lmarion@capitalenvironmental.com

Owner/Operator E-Mail Address

kcargill@geosyntec.com

Engineer E-Mail Address



Jeb Bush
Governor

Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

January 23, 2004

David B. Struhs
Secretary

Omni Waste of Osceola County, LLC
C/o Mr. Kenneth Cargill, P.E.
GeoSyntec Consultants
14055 Riveredge Drive, Suite 300
Tampa, FL 33637

OCD-ERP-04-0076

Osceola County ERP
Oak Hammock Disposal Facility, ERP49-199752-001-EI
Certification of Construction Completion

Dear Mr. Cargill:

This will acknowledge receipt of the *Environmental Resource Permit As-Built Certification by a Registered Professional*, dated January 19, 2004, addressing construction of the initial phase of the storm water management system at the Oak Hammock Disposal Facility in Osceola County.

Based upon my inspection on January 20, 2004, and as certified by the professional engineer of record, construction of the initial phase of the storm water management system for the facility has been completed and is substantially consistent with plans and specifications approved under DEP Permit No. ERP49-199752-001-EI. This initial phase consists of the storm water management berm along the site access road, around the landfill footprint and around Borrow Area A, the storm water culvert crossings and structures along the site access road, and the emergency spillway on the east side of the landfill footprint.

As discussed during our inspection, as-built drawings will be submitted once the wetlands improvements and installation of the check dams along Bull Creek have been completed.

Please contact me at 407-893-7874 if you have questions or need further information.

Sincerely,

Debra Laisure, P.E.
Engineering Support
Submerged Lands and Environmental
Resources Program

/dl

cc: Lenny Marion, Omni Waste of Osceola County
James N. Bradner, P.E., FDEP Solid and Hazardous Waste Program

Williams, Elizabeth

From: KCargill@GeoSyntec.com
Sent: Friday, January 23, 2004 9:02 AM
To: Williams, Elizabeth; tjsoomni@aol.com
Cc: ddee@landersandparsons.com; Laisure, Debra; Bradner, James
Subject: RE: Oak Hammock Cert. of Const. Completion letter 0035

Letter was received. Thank you.
Ken Cargill

-----Original Message-----

From: Williams, Elizabeth [mailto:Elizabeth.Williams@dep.state.fl.us]
Sent: Wednesday, January 21, 2004 10:37 AM
To: tjsoomni@aol.com
Cc: ddee@landersandparsons.com; Ken Cargill; Laisure, Debra; Bradner, James
Subject: Oak Hammock Cert. of Const. Completion letter 0035

<<0035 Oak Hammock Certification Letter 01-21-2004.pdf>>

Adobe Acrobat Reader 5.0 can be downloaded for free at the following Internet site:
<http://www.adobe.com/products/adobe/readstep.html>

It is imperative that you reply to this e-mail indicating that you received this document. It is important that we track this information.

Elizabeth Williams
elizabeth.williams@dep.state.fl.us
Administrative Secretary
Waste Management
Department of Environmental Protection
Telephone 408/893-3328
Suncom 325-3328
FAX 407/893-3124

Williams, Elizabeth

From: Bradner, James
Sent: Thursday, January 22, 2004 8:24 AM
To: Ken Cargill (E-mail)
Cc: Williams, Elizabeth
Subject: FW: Oak Hammock Cert. of Const. Completion letter 0035

Good morning, Ken:

We received a return message indicating that our message to you, with attachment, had been deleted without being read. Please "reply to all" to indicate that you've received your copy of the letter.

Thanks,

Jim

-----Original Message-----

From: Williams, Elizabeth
Sent: Wednesday, January 21, 2004 10:37 AM
To: 'tjsoomni@aol.com'
Cc: 'ddee@landersandparsons.com'; 'kcargill@geosyntec.com'; Laisure, Debra; Bradner, James
Subject: Oak Hammock Cert. of Const. Completion letter 0035

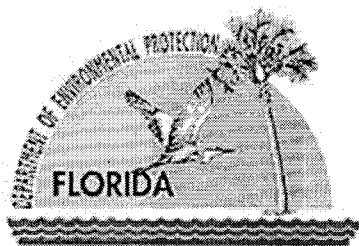


0035 Oak Hammock
Certification...

Adobe Acrobat Reader 5.0 can be downloaded for free at the following Internet site:
<http://www.adobe.com/products/adobe/readstep.html>

It is imperative that you reply to this e-mail indicating that you received this document. It is important that we track this information.

Elizabeth Williams
elizabeth.williams@dep.state.fl.us
Administrative Secretary
Waste Management
Department of Environmental Protection
Telephone 408/893-3328
Suncom 325-3328
FAX 407/893-3124



Jeb Bush
Governor

Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

David B. Struhs
Secretary

ELECTRONIC MAIL

January 21, 2004

Mr. Timothy J. Salopek, President
(tjsomni@aol.com)
Omni Waste of Seminole County, LLC
1501 Omni Way
Holopaw, Florida 34773

OCD-SW-04-0035

Osceola County SW
Oak Hammock Disposal Facility
Certification of Construction Completion

Dear Mr. Salopek:

This will acknowledge receipt of the *Certification of Construction Completion of a Solid Waste Management Facility*, dated, January 18, 2004 by Kenneth W. Cargill, P.E. of GeoSyntec Consultants, addressing Cell 1A.

Based upon my inspection on January 20, 2004, construction of the Cell 1A, as certified by the professional engineer of record, has been completed and is substantially consistent with plans and specifications approved under DEP Permit No. SC49-0199726-001. Accordingly, solid waste may be placed in Cell 1A for disposal upon the Department's acceptance of the certification of construction completion for applicable features of the surface water management system referenced in DEP Permit No. ERP49-199752-001-EI.

Please contact me at 407-893-3329 if you have questions or need further information.

Sincerely,

James N. Bradner, P.E., Manager
Solid and Hazardous Waste Program

/jnb

cc: David S. Dee, Landers and Parsons (ddee@landersandparsons.com)
Kenneth Cargill, P.E., GeoSyntec Consultants (kcargill@geosyntec.com)
Debra Laisure, P.E., FDEP Environmental Resource Permitting

Williams, Elizabeth

From: Bradner, James
Sent: Thursday, January 15, 2004 4:35 PM
To: Williams, Elizabeth
Subject: FW: Oak Hammock Landfill Correspondence

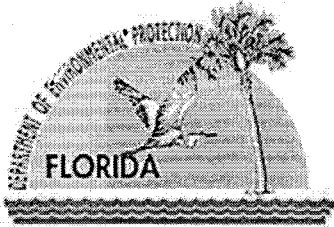
-----Original Message-----

From: David S. Dee [mailto:ddee@landersandparsons.com]
Sent: Thursday, January 15, 2004 4:31 PM
To: Bradner, James
Subject: Re: Oak Hammock Landfill Correspondence

Thanks, Jim.

Bradner, James wrote:

> <<Oak Hammock Financial Letter - David Dee.pdf>>
> Non-FDEP recipients: Please acknowledge receipt of the attached letter by
> return message.
>
>



Jeb Bush
Governor

Department of Environmental Protection

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

David B. Struhs
Secretary

January 15, 2004

ELECTRONIC MAIL
ddce@landersandparsons.com

David S. Dee
Landers and Parsons, P.A.
310 West College Avenue
Tallahassee, Florida 32303-0271

OCD-SW-04-0016

Omni Waste of Osceola County, LLC
Oak Hammock Landfill
DEP Permits SC49-0199726-001, SO49-0199726-002 and ERP49-199752-001-EI

Dear Mr. Dee:

This will respond to your letter, dated January 8, 2004, about of receipt and disposal of solid waste at the Omni Waste of Osceola County, LLC (Omni) Oak Hammock Landfill.

Based upon Omni's demonstration of adequate financial assurance on December 4, 2003, and contingent upon acceptance of the certification of construction completion for the permit numbers noted above, the Department has no objection to receipt and disposal of solid waste at the Oak Hammock Landfill, even if this occurs before February 2, 2004 (60 days after demonstration of adequate financial assurance).

Receipt of the certification of construction completion documents and a site inspection with the professional engineer of record are scheduled for January 20, 2004. Please contact me at 407-893-3329 if you have questions or need further information.

Sincerely,

James N. Bradner, P.E., Manager
Solid and Hazardous Waste Program

/jnb

cc: Tim Salopek, President, Omni Waste of Osceola County, LLC (tjsomni@aol.com)
Kenneth Cargill, P.E., GeoSyntec Consultants (kcargill@geosyntec.com)
Fred Wick, FDEP Financial Coordinator
Chris McGuire, FDEP Office of General Counsel
Debra Laisure, P.E., FDEP Environmental Resource Permitting

Williams, Elizabeth

From: Bradner, James
Sent: Thursday, January 15, 2004 3:43 PM
To: 'KCargill@GeoSyntec.com'
Cc: Williams, Elizabeth
Subject: RE: Oak Hammock Landfill Correspondence

Good afternoon, Ken:

Debra Laisure, Leo Anglero, George Cheryan and I will attend. If anyone else is added to the list I will let you know.

We'll look forward to seeing you on Tuesday.

Thanks,

Jim

-----Original Message-----

From: KCargill@GeoSyntec.com [mailto:KCargill@GeoSyntec.com]
Sent: Thursday, January 15, 2004 3:38 PM
To: Bradner, James
Subject: RE: Oak Hammock Landfill Correspondence

Jim

Receipt acknowledged. See you at 1000 on Tuesday, 20 Jan. By the way, did you get a confirmation that Debra Laisure would also attend this inspection?

Ken

-----Original Message-----

From: Bradner, James [mailto:James.Bradner@dep.state.fl.us]
Sent: Thursday, January 15, 2004 3:22 PM
To: David Dee (E-mail)
Cc: Timothy J. Salopek (E-mail) (E-mail); Ken Cargill; Wick, Fred; McGuire, Chris; Laisure, Debra
Subject: Oak Hammock Landfill Correspondence

<<Oak Hammock Financial Letter - David Dee.pdf>>
Non-FDEP recipients: Please acknowledge receipt of the attached letter by return message.

Williams, Elizabeth

From: KCargill@GeoSyntec.com
Sent: Wednesday, January 14, 2004 8:41 AM
To: Williams, Elizabeth
Subject: RE: 0395 Oak Hammock permit modification and attachment

received in December, sorry for the delay.
Ken Cargill

-----Original Message-----

From: Williams, Elizabeth [mailto:Elizabeth.Williams@dep.state.fl.us]
Sent: Tuesday, December 16, 2003 10:24 AM
To: TJSOmni@aol.com
Cc: Tedder, Richard; Wick, Fred; Ken Cargill;
ddee@landersandparsons.com; dshe@osceola.org
Subject: 0395 Oak Hammock permit modification and attachment

<<0395 Oak Hammock Permit Mod with attach.pdf>>

Adobe Acrobat Reader 5.0 can be downloaded for free at the following Internet site:

<http://www.adobe.com/products/adobe/readstep.html>

It is imperative that you reply to this e-mail indicating that you received this document. It is important that we track this information.

Elizabeth Williams
elizabeth.williams@dep.state.fl.us
Administrative Secretary
Waste Management
Department of Environmental Protection
Telephone 408/893-3328
Suncom 325-3328
FAX 407/893-3124

LANDERS & PARSONS, P.A.

ATTORNEYS AT LAW

DAVID S. DEE
RONALD A. LABASKY
JOSEPH W. LANDERS, JR.
JOHN T. LAVIA, III
FRED A. McCORMACK
PHILIP S. PARSONS
ROBERT SCHEFFEL WRIGHT

310 WEST COLLEGE AVENUE
TALLAHASSEE, FL 32301

MAILING ADDRESS:
POST OFFICE BOX 271
TALLAHASSEE, FL 32302-0271

TELEPHONE (850) 681-0311
TELECOPY (850) 224-5595
www.landersonparsons.com

January 8, 2004

RECEIVED

JAN 12 2004

Central Dist. - DEP

James N. Bradner, P.E.
Program Manager
Solid/Hazardous Waste
Department of Environmental Protection
3319 Maguire Blvd.
Suite 232
Orlando, Florida 32803-3767

Re: Omni Waste of Osceola County, LLC;
DEP Permit No. SC49-0199726-001 and SO49-0199726-002

Dear Mr. Bradner:

On behalf of Omni Waste of Osceola County, LLC ("Omni"), I am sending you this letter confirm my understanding about the FDEP requirements that are applicable to Omni's new landfill in Osceola County, Florida.

On October 18, 2002, the Florida Department of Environmental Protection ("Department") issued a permit that authorized Omni to construct and operate its new landfill. In Specific Condition 53, the permit requires Omni to submit proof of financial responsibility to the Department 60 days before Omni accepts any solid waste at its facility. On December 4, 2003, Omni submitted its proof of financial responsibility to the Department. On December 24, 2003, the Department confirmed that Omni has satisfied the Department's requirements for financial responsibility.

Omni currently expects to file its certification of completion of construction ("Certification") on or about January 15, 2004. After the Department reviews the Certification and inspects the landfill, Omni would like to begin to receive solid waste at its facility. At that juncture, the Department will have verified that construction is complete, it will have confirmed that Omni's financial assurance documents are appropriate, and there will be no reason to delay the operation of Omni's landfill.

James N. Bradner, P.E.

January 8, 2004

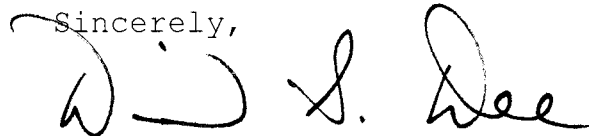
Page 2

Based on our recent discussions, it is my understanding that the Department will not object to Omni's receipt of solid waste after the Department reviews the Certification and inspects the site, even if solid waste is delivered less than 60 days after Omni submitted its documents concerning financial responsibility.

To ensure that there is no confusion about this issue, Omni would greatly appreciate receiving the Department's written confirmation that my understanding about these issues is correct.

Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "D. S. Dee". The signature is fluid and cursive, with the first name "D." and last name "Dee" clearly distinguishable.

David S. Dee

Williams, Elizabeth

From: McGuire, Chris
Sent: Friday, January 02, 2004 1:31 PM
To: Wick, Fred; Bradner, James; Tedder, Richard; Martin, Lee
Cc: Lubozynski, Tom; Williams, Elizabeth
Subject: RE: Omni Waste Financial Assurance

I agree that at this point there is nothing to be gained by insisting they wait for 60 days.

-----Original Message-----

From: Wick, Fred
Sent: Wednesday, December 31, 2003 1:02 PM
To: Bradner, James; Tedder, Richard; Martin, Lee; McGuire, Chris
Cc: Lubozynski, Tom; Williams, Elizabeth
Subject: RE: Omni Waste Financial Assurance

Jim,

I see no problem with allowing them to accept waste once the financial assurance mechanisms are approved and all other district requirements have been met. In fact, I don't believe we have ever held a facility to the 60 day period. We only care that they not operate until the financial is approved. As you know, financial was approved this past week.

Fred

-----Original Message-----

From: Bradner, James
Sent: Tuesday, December 30, 2003 3:56 PM
To: Tedder, Richard; Martin, Lee; McGuire, Chris; Wick, Fred
Cc: Lubozynski, Tom; Williams, Elizabeth
Subject: Omni Waste Financial Assurance

Good afternoon, Gentlemen:

Last week, I received a call from David Dee, attorney for Omni Waste, about financial assurance for the Oak Hammock landfill in Osceola County. The insurance policies, which are the approved financial mechanisms for closure and long-term care, became effective on December 4. Rule 62-701.630(1)(b) states that the financial mechanism shall be created, and alternate financial mechanisms shall be fully funded, at least 60 days prior to the acceptance of any solid waste at the facility. Through David, Omni has requested that we waive a portion of the 60-day period, if necessary, so that waste can be received after we accept certification of construction completion. David is willing to make a formal request in writing. Do you concur that we could allow Omni to accept waste sooner than February 2, 2004, the 60th day after the effective date of the financial mechanisms? We can also discuss by phone if you prefer.

Thanks,

Jim

James N. Bradner, P.E.
Manager, Solid and Hazardous Waste Program
Central District
Department of Environmental Protection
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767
407-893-3329 direct phone
407-893-3167 fax

407-894-7555 Central District Switchboard
325-3329 direct SunCom
James.Bradner@floridadep.net

jill

Williams, Elizabeth

From: Bradner, James
Sent: Wednesday, December 31, 2003 1:52 PM
To: David Dee (E-mail)
Cc: Lubozynski, Tom; Williams, Elizabeth
Subject: Omni Waste Financial Assurance

Good afternoon, David:

After having consulted the appropriate staff and managers in our organization, I have determined that we will look favorably upon a formal request from Omni Waste to dispose solid waste at the Oak Hammock Landfill before February 2, 2004, following the Department's acceptance of the required certification of construction completion. Accordingly, please make the formal request, on Omni's behalf, as we discussed.

Thanks,

Jim Bradner

James N. Bradner, P.E.
Manager, Solid and Hazardous Waste Program
Central District
Department of Environmental Protection
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Orlando, Florida 32803-3767
407-893-3329 direct phone
407-893-3167 fax
407-894-7555 Central District switchboard
325-3329 direct SunCom
James.Bradner@floridadep.net

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Cc: Lubozynski, Tom; Williams, Elizabeth
Subject: RE: Omni Waste Financial Assurance

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Sent: Tuesday, December 30, 2003 3:56 PM
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James.Bradner@floridadep.net

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Sent: Tuesday, December 30, 2003 3:56 PM
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325-3329 direct SunCom
James.Bradner@floridadep.net



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road MS 4565
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

December 24, 2003

RECEIVED
DEC 29 2003
Central Dist. - Tallahassee

Mr. Tim J. Salopek
President
Omni Waste of Osceola County, LLC
Post Office Box 421613
Kissimmee, Florida 34741

Re: WACS 00089544 – Oak Hammock Disposal

Dear Mr. Salopek:

I have reviewed the documentation submitted to demonstrate financial assurance for the above referenced facility and find it is in order. Evergreen National Indemnity Company insurance certificates identifying policy numbers 850576 for closing and 850577 for long-term care both effective December 4, 2003, demonstrate adequate financial assurance in the amount of the Department approved closing and long-term care cost estimates for cell I of phase I in the amount of \$1,294,048 and \$2,427,793, respectively. Therefore, Oak Hammock Disposal is in compliance with the financial assurance requirements of 40 CFR Part 264, Subpart H, as adopted by reference in Rule 62-701.630, Florida Administrative Code, at this time.

Remember, specific condition number 53 of your permit requires that proof of financial assurance must be approved at least sixty (60) days prior to any solid waste being accepted in cells 2-4 of phase 1. To avoid delays, please plan your submissions to allow sufficient time for processing, review, and approval of the financial instruments. If you have any questions, please contact me at (850) 245-8732.

Sincerely,

Frank Hornbrook
Environmental Specialist
Solid Waste Section

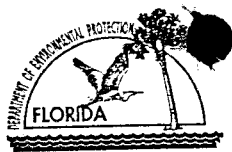
FH

cc: Fred Wick, DEP/TLH
James Bradner, DEP/ORL

Visit our Web Site: <http://www.dep.state.fl.us/waste/categories/swfr/>

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Florida Department of Environmental Protection
Central District Waste Management Program
3319 Maguire Blvd, Ste. 232
Orlando, Florida 32803-3767

Facsimile Transmittal

To: Glenn Sherwin

Fax: 813/684-9177

From: DEP Central Dist.

Date: 11/20/03

Re:

Pages:

(including cover sheet)

CC:

Hazardous Waste Section
(407) 893-3323 or SC 325-3323
FAX (407) 893-3167 or
SC 342-3167

Solid Waste Section
(407) 893-3328 or SC 325-3328
FAX (407) 893-3124 or
SC 342-3124

Waste Cleanup & Tanks
(407) 893-3321 or SC 325-3321
FAX (407) 893-3599 or
SC 342-3599

Notes:

*per Craig Stevens request
(His cell 561-843-7084)
copy of permit (he picked
up instead).*

Williams, Elizabeth

From: Bradner, James
Sent: Tuesday, November 04, 2003 11:07 AM
To: Williams, Elizabeth
Subject: FW: Clarification of Financial Assurance Conditions

For the Oak Hammock file.

-----Original Message-----

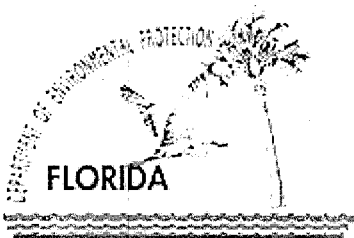
From: KCargill@GeoSyntec.com [mailto:KCargill@GeoSyntec.com]
Sent: Monday, November 03, 2003 4:16 PM
To: Bradner, James
Subject: RE: Clarification of Financial Assurance Conditions

The subjectletter was received.

-----Original Message-----

From: Bradner, James [mailto:James.Bradner@dep.state.fl.us]
Sent: Monday, November 03, 2003 3:42 PM
To: Ken Cargill
Cc: Timothy J. Salopek (E-mail) (E-mail); Hornbrook, Frank; Williams, Elizabeth
Subject: Clarification of Financial Assurance Conditions

<<Oak Hammock Financial e-correspondence.pdf>>
Please send a return message to acknowledge receipt of the attached correspondence.



Department of Environmental Protection

Jeb Bush
Governor

Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

David B. Struhs
Secretary

ELECTRONIC MAIL
kcargill@geosyntec.com

November 3, 2003

Mr. Kenneth W. Cargill, P.E.
Principal, GeoSyntec Consultants
14055 Riveredge Drive, Suite 300
Tampa, Florida 33637

OCD-SW-03-0354

Osceola County SW
Oak Hammock Disposal Facility
Clarification of Financial Assurance Conditions

Dear Mr. Cargill:

Based upon the information provided in your letter and accompanying attachments, signed and sealed by you on October 31, 2003, the proposal to provide financial assurance in phases to coincide with construction of cells 1 through 4 of the Oak Hammock Disposal Facility appears to be consistent with the requirements of Specific Condition 53 of DEP Permits SC49-0199726-001 and SO49-0199726-002, and Rule 62-701.630, Florida Administrative Code.

Accordingly, the Department has no objection to the permittee providing financial assurance in phases, at least 60 days prior to acceptance of waste in each cell, providing that annual cost estimates and financial instrument adjustments are made in accordance with Specific Condition 54 and all applicable rule requirements.

A copy of your letter and this response will be made a part of the Department's permit file for the Oak Hammock Disposal Facility. Please contact me at 407-893-3329 if you have questions or need further information.

Sincerely,

James N. Bradner, P.E., Manager
Solid and Hazardous Waste Program

/jnb

cc: Tim Salopek, President, Omni Waste (tjsomni@aol.com)
Frank Hornbrook, FDEP Financial Coordinator (Frank.Hornbrook@floridadep.net)

Bradner, James

From: Bradner, James
Sent: Monday, November 03, 2003 3:42 PM
To: Ken Cargill (E-mail)
Cc: Timothy J. Salopek (E-mail) (E-mail); Hornbrook, Frank; Williams, Elizabeth
Subject: Clarification of Financial Assurance Conditions



Oak Hammock
Financial e-corre...

Please send a return message to acknowledge receipt of the attached correspondence.

Bradner, James

From: Bradner, James
Sent: Monday, November 03, 2003 3:54 PM
To: Hornbrook, Frank
Cc: Lubozynski, Tom
Subject: Oak Hammock Landfill Financial Assurance

Good afternoon, Frank:

I appreciate your advice and assistance on the question about phased financial assurance for the Oak Hammock Landfill. I confirmed with Ken Cargill, the professional engineer of record, that the proposed financial assurance mechanism was a performance bond, not a trust fund or escrow account. I've notified Ken and his client that the phased financial assurance proposal is acceptable, and I'll forward a copy of Ken's letter to you on our Tallahassee mail.

Thanks,

Jim



31 October 2003

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Clarification of Financial Assurance Conditions
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and SO49-0199726-002

Dear Mr. Bradner:

GeoSyntec Consultants has prepared this letter on behalf of Omni Waste of Osceola County (Omni) to provide clarification of the financial assurance conditions for Phase 1 of the Oak Hammock Disposal Facility (OHDF) in Osceola County, Florida. Phase 1 of the OHDF is comprised of four cells separated by intercell berms, and it is separated from future landfill phases by similar intercell berms. Special Condition No. 53 of the referenced permits issued by the Florida Department of Environmental Protection (FDEP) requires that "Proof that the financial mechanisms are established and funded ... shall be submitted to the Department sixty (60) days prior to the acceptance of any solid waste at the facility".

The latest financial assurance estimate for Phase 1 of the OHDF was prepared in April 2003 by GeoSyntec and accounts for costs of closure and long-term care in compliance with Rule 62-701.630, Florida Administrative Code (F.A.C.). The total amount estimated was \$7,771,073 for all the cells in Phase 1 (i.e. cells 1 through 4). If a more accurate and realistic scenario is considered for the timing of cell construction and operation, the cost for the required financial assurance can be more accurately estimated. During the first year of operation of the landfill, only Cell 1 will receive waste, Cell 2 will be activated in year 2, Cell 3 in year 3, and Cell 4 in year 4. GeoSyntec understands that the financial assurance requirement can be adjusted to consider only the cells scheduled to contain waste during the period covered by the financial assurance. Cells not yet constructed would be financially assured prior to waste being disposed in them.

A summary of the total cost for closure and long-term care for each of the Cells 1 through 4 is provided in the table below. These costs are a breakdown of the estimated costs for each individual cell provided by the Financial Assurance Cost Estimate Form



Mr. James N. Bradner, P.E.
 31 October 2003
 Page 2

provided to FDEP in April 2003. The tables included in Appendices A and B provide a further breakdown of the costs for each item obtained from the cost estimate form. The table below has allocated these costs to each cell.

	Cell 1	Cell 2	Cell 3	Cell 4	Total Cost
Closure	\$1,294,048	\$892,348	\$787,619	\$787,619	\$3,761,633
Long-Term Care (30 years)	\$2,427,793	\$566,422	\$507,612	\$507,612	\$4,009,440
Total Cost for Closure and Long-Term Care for Cells 1 through 4:					\$7,771,073

The table below provides a summary of the progressive financial assurance requirements for the OHDF during Phase 1. This table provides the cumulative closure and long-term care costs associated with each additional cell being constructed. Additional financial assurance will be provided prior to each additional cell accepting any waste. These values represent costs in 2003 and do not account for inflation that could occur between now and the time of construction of the cells. Therefore, the total costs will be inflated by the FDEP approved rate (currently 2 percent) annually. Also, the costs assume that no cell is closed during construction of the four cells.

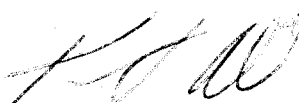
Cells under Construction	Closure Cost	Long-Term Care Cost	Adjusted Estimate of Financial Assurance
1	\$1,294,048	\$2,427,793	\$3,721,840
1, 2	\$2,186,395	\$2,994,215	\$5,180,611
1, 2, 3	\$2,974,014	\$3,501,828	\$6,475,842
1, 2, 3, 4	\$3,761,633	\$4,009,440	\$7,771,073

Omni proposes to provide financial assurance for Cell 1 (i.e. \$3,721,840) prior to waste acceptance at the OHDF in accordance with permit special condition No. 53. Prior to waste acceptance in Cell 2, financial assurance will be supplemented to include the cost of closure and long-term care for Cell 1 and 2 (i.e. a total of \$5,180,611). Similarly, prior to acceptance of waste in Cell 3 or Cell 4, the financial assurance will be supplemented to reflect the cost of closure and long-term care for all cells intended to contain waste.

Mr. James N. Bradner, P.E
31 October 2003
Page 3

On behalf of Omni, GeoSyntec requests your concurrence with this clarification of financial assurance conditions. Your earliest response would be appreciated as the time for establishment of financial assurance for Cell 1 is approaching. If you have any questions or need additional information, please do not hesitate to contact the undersigned.

Sincerely,



Kenneth W. Cargill, P.E.
Principal

Copy to: Tim Salopek, Omni Waste
Lenny Marion, Omni Waste
Frank Hornbrook, FDEP Solid Waste Section



APPENDIX A

OAK HAMMOCK DISPOSAL FACILITY ESTIMATED CLOSING COST FOR CELLS 1 TO 4

Area of Cells

Cell	Area ac
1	18.04
2	12.44
3	10.98
4	10.98

Total area: 52.44

Item #	Work Description	Total Estimated Amount Cells 1, 2, 3, 4	Total Estimated Amount Cell 1	Total Estimated Amount Cell 2	Total Estimated Amount Cell 3	Total Estimated Amount Cell 4
1	Proposed Monitoring Wells	N/A	N/A	N/A	N/A	N/A
2	Slope and Fill	\$297,413	\$102,314	\$70,553	\$62,273	\$62,273
3	Cover Material (Barrier Layer)	\$1,899,767	\$653,543	\$450,669	\$397,777	\$397,777
4	Vegetative Soil Cover	\$106,220	\$36,541	\$25,198	\$22,241	\$22,241
5	Vegetative Layer	\$108,120	\$37,195	\$25,649	\$22,638	\$22,638
6	Stormwater Control System	\$99,122	\$34,099	\$23,514	\$20,754	\$20,754
7	Gas Controls: Active	\$104,007	\$35,780	\$24,673	\$21,777	\$21,777
8	Gas Control: Active Extraction	\$138,115	\$47,513	\$32,764	\$28,919	\$28,919
9	Security System	\$5,100	\$1,754	\$1,210	\$1,068	\$1,068
10	Engineering	\$102,520	\$35,268	\$24,320	\$21,466	\$21,466
11	Professional Services	\$433,925	\$149,275	\$102,937	\$90,856	\$90,856
Subtotal of 1-11 Above:		\$3,294,309.0	\$1,133,282.5	\$781,487.5	\$689,769.5	\$689,769.5
12	Contingency (10% of Total)	\$329,431.0	\$113,328.3	\$78,148.7	\$68,977.0	\$68,977.0
Closing Cost Subtotal:		\$3,623,740.0	\$1,246,610.8	\$859,636.2	\$758,746.5	\$758,746.5
13	Site Specific Costs:	\$137,893.0	\$47,436.9	\$32,711.5	\$28,872.3	\$28,872.3
TOTAL CLOSING COSTS:		\$3,761,633.0	\$1,294,047.6	\$892,347.7	\$787,618.8	\$787,618.8

APPENDIX B
OAK HAMMOCK DISPOSAL FACILITY
ANNUAL COST FOR LONG-TERM CARE FOR CELLS 1 TO 4

Area of Cells

Cell	Area ac
1	18.04
2	12.44
3	10.98
4	10.98

Total area: 52.44

Item #	Work Description	Total Estimated Amount Cells 1, 2, 3, 4	Total Estimated Amount Cell 1	Total Estimated Amount Cell 2	Total Estimated Amount Cell 3	Total Estimated Amount Cell 4
1	Groundwater Monitoring	\$45,441	\$45,441	\$0	\$0	\$0
2	Surface Water Monitoring	\$0	\$0	\$0	\$0	\$0
3	Gas Monitoring	\$3,060	\$3,060	\$0	\$0	\$0
4	Leachate Monitoring	\$5,175	\$1,294	\$1,294	\$1,294	\$1,294
5	Leachate Collection / Treatment Systems Maintenance	\$4,123	\$1,643	\$827	\$827	\$827
6	Leachate Collection / Treatment Systems Operation	\$7,956	\$2,737	\$1,887	\$1,666	\$1,666
7	Maintenance of Groundwater Monitoring Wells	\$357	\$357	\$0	\$0	\$0
8	Gas System Maintenance	\$108	\$22	\$43	\$22	\$22
9	Landscape	\$24,480	\$8,421	\$5,807	\$5,126	\$5,126
10	Erosion Control & Cover Maintenance	\$2,142	\$737	\$508	\$448	\$448
11	Storm Water Management System Maintenance	\$2,040	\$702	\$484	\$427	\$427
12	Security System Maintenance	\$1,116	\$384	\$265	\$234	\$234
13	Utilities	\$12,240	\$4,211	\$2,904	\$2,563	\$2,563
14	Administrative	\$13,260	\$4,562	\$3,146	\$2,776	\$2,776
Subtotal of 1-14 Above:		\$121,498.00	\$73,569.37	\$17,164.29	\$15,382.17	\$15,382.17
15	Contingency (10% of Total)	\$12,150.00	\$7,357.06	\$1,716.46	\$1,538.24	\$1,538.24
Annual Long-Term Care Cost (\$/Year)		\$133,648.00	\$80,926.43	\$18,880.75	\$16,920.41	\$16,920.41
16	Number of Years of Long-Term Care	30	30	30	30	30
TOTAL CLOSING COSTS:		\$4,009,440.00	\$2,427,793	\$566,422	\$507,612	\$507,612



29 September 2003

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Clarification of Financial Assurance Conditions
~~Oak Hammock Disposal Facility~~
~~Osceola County, Florida~~
Permit Nos. SC49-0199726-001 and SO49-0199726-002

RECEIVED
SEP 30 2003
Central Dist. - D.

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Mr. James N. Bradner, P.E
 29 September 2003
 Page 2

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Long-Term Care (30 years)	\$2,427,793	\$566,422	\$507,612	\$507,612	\$4,009,440
Total Cost for Closure and Long-Term Care for Cells 1 through 4:					\$7,771,073

The table below provides a summary of the progressive financial assurance requirements for the OHDF during Phase 1. This table provides the cumulative closure and long-term care costs associated with each additional cell being constructed. Additional financial assurance will be provided prior to each additional cell accepting any waste. These values represent costs in 2003 and do not account for inflation that could occur between now and the time of construction of the cells. Therefore, the total costs will be inflated by the FDEP approved rate (currently 2 percent) annually. Also, the costs assume that no cell is closed during construction of the four cells.

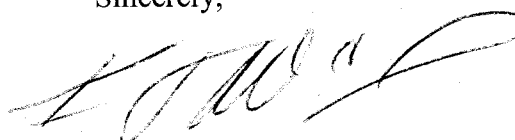
Cells under Construction	Closure Cost	Long-Term Care Cost	Adjusted Estimate of Financial Assurance
1	\$1,294,048	\$2,427,793	\$3,721,840
1, 2	\$2,186,395	\$2,994,215	\$5,180,611
1, 2, 3	\$2,974,014	\$3,501,828	\$6,475,842
1, 2, 3, 4	\$3,761,633	\$4,009,440	\$7,771,073

Omni proposes to provide financial assurance for Cell 1 (i.e. \$3,721,840) prior to waste acceptance at the OHDF in accordance with permit special condition No. 53. Prior to waste acceptance in Cell 2, financial assurance will be supplemented to include the cost of closure and long-term care for Cell 1 and 2 (i.e. a total of \$5,180,611). Similarly, prior to acceptance of waste in Cell 3 or Cell 4, the financial assurance will be supplemented to reflect the cost of closure and long-term care for all cells intended to contain waste.

Mr. James N. Bradner, P.E.
29 September 2003
Page 3

On behalf of Omni, GeoSyntec requests your concurrence with this clarification of financial assurance conditions. Your earliest response would be appreciated as the time for establishment of financial assurance for Cell 1 is approaching. If you have any questions or need additional information, please do not hesitate to contact the undersigned.

Sincerely,



Kenneth W. Cargill, P.E.
Principal

Copy to: Tim Salopek, Omni Waste
Lenny Marion, Omni Waste
Frank Hornbrook, FDEP Solid Waste Section



APPENDIX A

OAK HAMMOCK DISPOSAL FACILITY ESTIMATED CLOSING COST FOR CELLS 1 TO 4

Area of Cells

Cell	Area ac
1	18.04
2	12.44
3	10.98
4	10.98

Total area: 52.44

Item #	Work Description	Total Estimated Amount Cells 1, 2, 3, 4	Total Estimated Amount Cell 1	Total Estimated Amount Cell 2	Total Estimated Amount Cell 3	Total Estimated Amount Cell 4
1	Proposed Monitoring Wells	N/A	N/A	N/A	N/A	N/A
2	Slope and Fill	\$297,413	\$102,314	\$70,553	\$62,273	\$62,273
3	Cover Material (Barrier Layer)	\$1,899,767	\$653,543	\$450,669	\$397,777	\$397,777
4	Vegetative Soil Cover	\$106,220	\$36,541	\$25,198	\$22,241	\$22,241
5	Vegetative Layer	\$108,120	\$37,195	\$25,649	\$22,638	\$22,638
6	Stormwater Control System	\$99,122	\$34,099	\$23,514	\$20,754	\$20,754
7	Gas Controls: Active	\$104,007	\$35,780	\$24,673	\$21,777	\$21,777
8	Gas Control: Active Extraction	\$138,115	\$47,513	\$32,764	\$28,919	\$28,919
9	Security System	\$5,100	\$1,754	\$1,210	\$1,068	\$1,068
10	Engineering	\$102,520	\$35,268	\$24,320	\$21,466	\$21,466
11	Professional Services	\$433,925	\$149,275	\$102,937	\$90,856	\$90,856
Subtotal of 1-11 Above:		\$3,294,309.0	\$1,133,282.5	\$781,487.5	\$689,769.5	\$689,769.5
12	Contingency (10% of Total)	\$329,431.0	\$113,328.3	\$78,148.7	\$68,977.0	\$68,977.0
Closing Cost Subtotal:		\$3,623,740.0	\$1,246,610.8	\$859,636.2	\$758,746.5	\$758,746.5
13	Site Specific Costs:	\$137,893.0	\$47,436.9	\$32,711.5	\$28,872.3	\$28,872.3
TOTAL CLOSING COSTS:		\$3,761,633.0	\$1,294,047.6	\$892,347.7	\$787,618.8	\$787,618.8

APPENDIX B
OAK HAMMOCK DISPOSAL FACILITY
ANNUAL COST FOR LONG-TERM CARE FOR CELLS 1 TO 4

Area of Cells

Cell	Area ac
1	18.04
2	12.44
3	10.98
4	10.98

Total area: 52.44

Item #	Work Description	Total Estimated Amount Cells 1, 2, 3, 4	Total Estimated Amount Cell 1	Total Estimated Amount Cell 2	Total Estimated Amount Cell 3	Total Estimated Amount Cell 4
1	Groundwater Monitoring	\$45,441	\$45,441	\$0	\$0	\$0
2	Surface Water Monitoring	\$0	\$0	\$0	\$0	\$0
3	Gas Monitoring	\$3,060	\$3,060	\$0	\$0	\$0
4	Leachate Monitoring	\$5,175	\$1,294	\$1,294	\$1,294	\$1,294
5	Leachate Collection / Treatment Systems Maintenance	\$4,123	\$1,643	\$827	\$827	\$827
6	Leachate Collection / Treatment Systems Operation	\$7,956	\$2,737	\$1,887	\$1,666	\$1,666
7	Maintenance of Groundwater Monitoring Wells	\$357	\$357	\$0	\$0	\$0
8	Gas System Maintenance	\$108	\$22	\$43	\$22	\$22
9	Landscape	\$24,480	\$8,421	\$5,807	\$5,126	\$5,126
10	Erosion Control & Cover Maintenance	\$2,142	\$737	\$508	\$448	\$448
11	Storm Water Management System Maintenance	\$2,040	\$702	\$484	\$427	\$427
12	Security System Maintenance	\$1,116	\$384	\$265	\$234	\$234
13	Utilities	\$12,240	\$4,211	\$2,904	\$2,563	\$2,563
14	Administrative	\$13,260	\$4,562	\$3,146	\$2,776	\$2,776
Subtotal of 1-14 Above:		\$121,498.00	\$73,569.37	\$17,164.29	\$15,382.17	\$15,382.17
15	Contingency (10% of Total)	\$12,150.00	\$7,357.06	\$1,716.46	\$1,538.24	\$1,538.24
Annual Long-Term Care Cost (\$/Year)		\$133,648.00	\$80,926.43	\$18,880.75	\$16,920.41	\$16,920.41
16	Number of Years of Long-Term Care	30	30	30	30	30
TOTAL CLOSING COSTS:		\$4,009,440.00	\$2,427,793	\$566,422	\$507,612	\$507,612

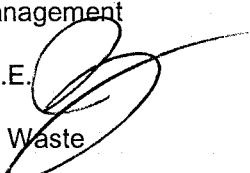
JEL

Memorandum

Florida Department Of
Environmental Protection

CENTRAL DISTRICT

TO: Financial Coordinator
Solid Waste Section
MS-4565
Division of Waste Management
OCD-SW-03-0181


FROM: James N. Bradner, P.E.
Program Manager
Solid and Hazardous Waste


DATE: May 13, 2003

SUBJECT: Osceola County – SW
Oak Hammock Disposal, Class I
Permit Application Nos. SC49-0199726-001 & SO49-0199726-002
Review of Closure/Long-Term Care Cost Estimates

We have reviewed the enclosed closure and long-term care cost estimates dated April 30, 2003, for the subject facility and believe that they are adequate for the site at this time.

Please feel free to contact me if you need any additional information.


JNB/gc/ew

Enclosures

cc: Frank Hornbrook – DEP – Tallahassee – MS-4565



30 April 2003

Mr. James N. Bradner, P.E.
Program Manager, Solid/Hazardous Waste
Florida Department of Environmental Protection, Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Annual Adjustment of Closure and Long-Term Care Costs
Oak Hammock Disposal Facility
Osceola County, Florida
Permit Nos. SC49-0199726-001 and SO49-0199726-002

RECEIVED
MAY 07 2003
Central Dist. - DEP

Dear Mr. Bradner:

The adjusted closure and long-term care cost estimate for Oak Hammock Disposal Facility (OHDF) in Osceola County, Florida is attached. The closure and long-term care cost estimate for OHDF was revised/adjusted in compliance with Rule 62-701.630(4), Florida Administrative Code (F.A.C.). The original closure and long-term care cost estimate prepared in April 2002 was submitted as part of the solid waste permit application to Florida Department of Environmental Protection (FDEP) in May 2002. The above referenced permit to construct and operate OHDF was issued by FDEP to Omni Waste of Osceola County, LLC (Omni) on 18 October 2002.

The revised closure and long-term care cost estimate for 2003 incorporates a 2 percent inflation for the past year. The 2002 cost estimate (presented in Appendix R of the solid waste permit application) assumed a highly conservative unit cost for earthwork and HDPE geomembrane liner installation. Based on a survey of earthwork contractors and liner manufacturers/installers, the unit cost of earthwork and HDPE geomembrane liner installation has been reduced in the revised 2003 cost estimate to reflect more realistic and current unit costs. The impact of this adjustment is that the revised 2003 closure and long-term care cost estimate is slightly less than the original 2002 cost estimate. GeoSyntec believes that the revised closure and long-term care cost estimate (in 2003 dollars) are accurate and more realistic.



Mr. James N. Bradner, P.E

30 April 2003

Page 2

The original 2002 closure and long-term care cost estimate and the revised/adjusted 2003 cost estimate are summarized below.

	2002 (Original Estimate)	2003 (Revised Estimate)
Closure Cost	\$ 4,317,562	\$ 3,761,633
Long-Term Care Cost	\$ 3,930,720	\$ 4,009,440
Total Cost (Closure and Long-Term Care)	\$ 8,248,282	\$ 7,771,073

If you have any questions or need additional information, please do not hesitate to contact the undersigned.

Sincerely,



Kenneth W. Cargill, P.E.
Principal

Copy to: Tim Salopek, Omni Waste
Lenny Marion, Omni Waste
Frank Hornbrook, FDEP Solid Waste Section



Florida Department of Environmental Protection
Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, FL 32399-2400

DEP Form # 62-701.900(28)
Form Title Financial Assurance Cost Estimate Form
Effective Date 05-27-01
DEP Application No. _____
(Filled by DEP)

FINANCIAL ASSURANCE COST ESTIMATE FORM

Date: 30 APRIL 2003

Date of DEP Approval: _____

I. GENERAL INFORMATION:

Facility Name: OAK HAMMOCK DISPOSAL WACS or GMSID #: _____

Permit / Application No.: SC49-0199726-001 & SC49-0199726-002 Expiration Date: 8/28/2007

Facility Address: HIGHWAY US 441

Permittee: OMNI WASTE OF OSCEOLA COUNTY LLC

Mailing Address: 100 CHURCH ST. KISSIMMEE, FLORIDA 34741

Latitude: 28°03'31" Longitude: 81°05'46" or UTM: _____

Solid Waste Disposal Units Included in Estimate:

PHASE I Phase / Cell	Acres	Date Unit Began Accepting Waste	Design Life of Unit From Date of Initial Receipt of Waste
<u>1</u>	<u>18.04</u>	<u>PROPOSED</u>	<u>5 YEARS</u>
<u>2</u>	<u>12.44</u>	<u>PROPOSED</u>	<u>5 YEARS</u>
<u>3</u>	<u>10.98</u>	<u>PROPOSED</u>	<u>5 YEARS</u>
<u>4</u>	<u>10.98</u>	<u>PROPOSED</u>	<u>5 YEARS</u>

Total Landfill Acreage included in this estimate. 52.44 Closure 52.44 Long-Term Care

Type of landfill: X Class I _____ Class III _____ C&D Debris

II. TYPE OF FINANCIAL ASSURANCE DOCUMENT (Check Type)

WILL BE PROVIDED IN ACCORDANCE W/ PERMIT
AND PRIOR TO ACCEPTANCE OF WASTE.

_____ Letter of Credit*

_____ Insurance Certificate

_____ Performance Bond*

_____ Escrow Account

_____ Guaranty Bond*

_____ Trust Fund Agreement

*Indicates
mechanisms that
require use of a
Standby Trust Fund
Agreement

Northwest District
160 Governmental Center
Pensacola, FL 32501-5794
850-595-8360

Northeast District
7825 Baymeadows Way, Ste. B200
Jacksonville, FL 32256-7590
904-448-4300

Central District
3319 Maguire Blvd., Ste. 232
Orlando, FL 32803-3767
407-894-7555

Southwest District
3804 Coconut Palm Dr.
Tampa, FL 33619
813-744-6100

South District
2295 Victoria Ave., Ste. 364
Fort Myers, FL 33901-3881
941-332-6975

Southeast District
400 North Congress Ave.
West Palm Beach, FL 33401
561-681-6600

III. ESTIMATE ADJUSTMENT

40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, Florida Administrative Code sets forth the method of annual cost estimate adjustment. Cost estimates may be adjusted by using an inflation factor or by recalculating the maximum costs of closure in current dollars. Select one of the methods of cost estimate adjustment below.

☐ (a) Inflation Factor Adjustment

Inflation adjustment using an inflation factor may only be made when a Department approved closure cost estimate exists and no changes have occurred in the facility operation which would necessitate modification to the closure plan. The inflation factor is derived from the most recent Implicit Price Deflator for Gross National Product published by the U.S. Department of Commerce in its survey of Current Business. The inflation factor is the result of dividing the latest published annual Deflator by the Deflator for the previous year. The inflation factor may also be obtained from the Solid Waste Financial Coordinator at (850)-488-0300.

This adjustment is based on the Department approved closure cost estimate dated:

N/A

Latest Department Approved

Current Year

Inflation Adjusted

N/A

x

N/A

=

N/A

This adjustment is based on the Department approved long-term care cost estimate dated:

Latest Department Approved
Annual Long-Term Care Cost
Estimate:

Current Year
Inflation Factor

Inflation Adjusted Annual
Long-Term Care Cost
Estimate:

N/A

x

N/A

=

N/A

Number of Years of Long Term Care Remaining:

x

N/A

Inflation Adjusted Long-Term Care Cost Estimate:

=

N/A

☒ (b) Recalculate Estimates (see section V)

IV. CERTIFICATION BY ENGINEER

This is to certify that the Financial Assurance Cost Estimates pertaining to the engineering features of the this solid waste management facility have been examined by me and found to conform to engineering principals applicable to such facilities. In my professional judgement, the Cost Estimates are a true, correct and complete representation of the financial liabilities for closing and long-term care of the facility and comply with the requirements of Florida Administrative Code (F.A.C.), Rule 62-701.630 and all other Department of Environmental Protection rules, and statutes of the State of Florida. It is understood that the Financial Assurance Cost Estimates shall be submitted to the Department **annually**, revised or adjusted as required by Rule 62-701.630(4), F.A.C.

Signature of Engineer

KENNETH W. CARGILL, P.E. PRINCIPAL

Name & Title (please type)

54435

Florida Registration Number (affix seal)

GEOSYNTEC CONSULTANTS
14055 RIVEREDGE DR. SUITE 300 TAMPA, FL

Mailing Address

33637

(813) 558-0990

Telephone Number

Signature of Owner/Operator

TIMOTHY J. SALOPEK, PRESIDENT

Name & Title (please type)

(407) 957-7284

Telephone Number

tjsomni@aol.com

Owner/Operator E-Mail Address

Kcargill@geosyntec.com

Engineer E-Mail Address

V. RECALCULATE ESTIMATED CLOSING COST

For the time period in the landfill operation when the extent and manner of its operation makes closing **most expensive**.

**** Third Party Estimate / Quote must be provided for each item**

**** Costs must be for a third party providing all material and labor**

DESCRIPTION	UNIT	QUANTITY	UNIT COST	TOTAL
1. Proposed Monitoring Wells *		(Do not include wells already in existence.)		
WELLS TO BE INSTALLED PRIOR TO ACCEPTANCE	EA	N/A	N/A	N/A
2. Slope and Fill (bedding layer between waste and barrier layer):				
Excavation	CY			
Placement and Spreading	CY	84,975	\$3.50	\$297,413
Compaction	CY			
Off-Site Material	CY	N/A	N/A	N/A
Delivery	CY	N/A	N/A	N/A
Subtotal SLOPE AND FILL Monitoring Wells:				\$297,413
3. Cover Material (Barrier Layer): *				
COVER PROTECTIVE SOIL Off-Site Clay	CY	127,463	\$3.50	\$446,121
Synthetics - 40 mil TEXTURED PE GEOMEMBRANE	SY	143,316	\$3.24	\$464,344
Synthetics - 40 mil SMOOTH PE GEOMEMBRANE	SY	111,610	\$2.97	\$331,482
Synthetics - Geonet GEOCOMPOSITE	SY	143,316	\$4.59	\$657,820
Synthetics - Other	SY	N/A	N/A	N/A
Subtotal Barrier Layer Cover:				\$1,899,767
VEGETATIVE				
4. Top Soil Cover: *				
Off-Site Material	CY	N/A	N/A	N/A
Delivery	CY	N/A	N/A	N/A
Spread	CY	42,480	\$2.50	\$106,220
Subtotal Top Soil Cover:				\$106,220

* SEE ATTACHED NOTES AND CALCULATIONS

DESCRIPTION	UNIT	QUANTITY	UNIT COST	TOTAL
5. Vegetative Layer *				
Sodding	SY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Hydroseeding	AC	<u>53</u>	<u>\$2,040</u>	<u>\$108,120</u>
Fertilizer	AC			
Mulch	AC			
Other	SY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Vegetative Layer:				<u>\$108,120</u>

6. Stormwater Control System: *

Earthwork	CY	<u>20,000</u>	<u>\$3.50</u>	<u>\$70,000</u>
Grading	SY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Piping	LF	<u>N/A</u>	<u>N/A</u>	<u>\$17,592</u>
Ditches	LF	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Berms	LF	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Control Structures	EA	<u>6</u>	<u>\$1,921.68</u>	<u>\$11,530</u>
Other	LS	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Stormwater Controls:				<u>\$99,122</u>

7. Gas Controls: ^{ACTIVE} Passive *

Wells	EA	<u>19</u>	<u>\$4,883.50</u>	<u>\$92,787</u>
Pipe and Fittings	LF	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Monitoring Probes	EA	<u>11</u>	<u>\$1,020</u>	<u>\$11,220</u>
NSPS/Title V requirements	LS	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Passive Gas Control:				<u>\$104,007</u>

* SEE ATTACHED NOTES AND CALCULATIONS

DESCRIPTION	UNIT	QUANTITY	UNIT COST	TOTAL
8. Gas Control: Active Extraction *				
Traps	EA	1	\$ 867	\$ 867
Sump	EA	1	\$ 7,650	\$ 7,650
Flare Assembly	EA	1	\$ 78,081	\$ 78,081
Flame Arrestor	EA	1	\$ 4,080	\$ 4,080
Mist Eliminator	EA	1	\$ 3,978	\$ 3,978
Flow Meter	EA	1	\$ 4,284	\$ 4,284
Blowers	EA	1	\$ 17,340	\$ 17,340
Collection System	EA	1	\$ 21,835	\$ 21,835
	LF			
	LUMP SUM			
Other (describe)		N/A	N/A	N/A
Subtotal Active Gas Extraction:				\$ 138,115

9. Security System: *

Fencing	EA			
Gate(s)	EA	1	\$ 5,100	\$ 5,100
Sign(s)	EA			
Subtotal Security System:				\$ 5,100

10. Engineering: *

Closure Plan report	LS	1	\$ 25,000	\$ 25,000
Certified Engineer	LS	N/A	N/A	N/A
NSPS/Title V Air Permit	LS	N/A	N/A	N/A
Final Survey	LS	1	\$ 7,650	\$ 7,650
Certification of Closure	LS	1	\$ 16,830	\$ 16,830
Other (detail)	CONSTRUCTION DRAWINGS AND TECHNICAL SPECIFICATIONS	1	\$ 53,040	\$ 53,040
Subtotal Engineering:				\$ 102,520

* SEE ATTACHED NOTES AND CALCULATIONS

11. Professional Services *

	Contract Management		Quality Assurance		Total
	Hours	LS	Hours	LS	
P.E. Supervisor	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
On-Site Engineer	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Office Engineer	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
On-Site Technician	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Other (explain)	<u>4% OF CONSTRUCTION COST</u>	<u>\$ 110,315</u>	<u>7% OF CONSTRUCTION COST</u>	<u>\$ 193,050</u>	<u>\$ 303,365</u>

DESCRIPTION	UNIT	QUANTITY	UNIT COST	TOTAL
Quality Assurance Testing *	LS	<u>1</u>	<u>\$ 130,560</u>	<u>\$ 130,560</u>

Subtotal Professional Services: \$ 433,925

Subtotal of 1-11 Above: \$ 3,294,309

12. Contingency * 10 % of Total

\$ 329,431

Closing Cost Subtotal: \$ 3,623,740

13. Site Specific Costs (explain) *

<u>Mobilization</u>	<u>\$ 137,893</u>
<u>Waste Tire Facility</u>	<u>N/A</u>
<u>Materials Recovery Facility</u>	<u>N/A</u>
<u>Special Wastes</u>	<u>N/A</u>
<u>Leachate Management System Modification</u>	<u>N/A</u>
<u>Other</u>	<u>N/A</u>
<u></u>	<u>N/A</u>

Subtotal Site Specific Costs: \$ 137,893

TOTAL CLOSING COSTS \$ 3,761,633

* SEE ATTACHED NOTES AND CALCULATIONS

VI. ANNUAL COST FOR LONG-TERM CARE

(Check Term Length)

_____ 5 Years _____ 20 Years X 30 Years _____ Other

See 62-701.600(1)a.1., 62-701.620(1), 62-701.630(3)a. and 62-701.730(11)b. F.A.C. for required term length. For landfills certified closed and Department accepted, enter the remaining long-term care length as "Other" and provide years remaining.

**** Third Party Estimate / Quote must be provided for each item**

**** Costs must be for a third party providing all material and labor**

All items must be addressed. Attach a detailed explanation for all items marked not applicable (N/A)

Description	Sampling Frequency (events/yr.)	Number of Wells	\$ / Well / Event	\$ / Year
1. Groundwater Monitoring (62-701.510(6), and (8)(a))				
Monthly	12	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Quarterly	4	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Semi-Annual	2	<u>45</u>	<u>\$ 504.90</u>	<u>\$ 45,441</u>
Annual	1	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Groundwater Monitoring:				<u>\$ 45,441</u>
2. Surface Water Monitoring (62-701.510(4), and (8)(b))				
Monthly	12	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Quarterly	4	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Semi-Annual	2	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Annual	1	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Surface Water Monitoring:				<u>\$ 0</u>
3. Gas Monitoring				
Monthly	12	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Quarterly	4	<u>4 EVENTS</u>	<u>\$ 765 / EVENT</u>	<u>\$ 3,060</u>
Semi-Annual	2	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Annual	1	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Gas Monitoring:				<u>\$ 3,060</u>

Description	Sampling Frequency (events/yr.)	Number of Locations	\$/Location/Event	\$ / Year
4. Leachate Monitoring (62-701.510(5), (6)(b) and 62-701.510(8)(c) *				
Monthly	12	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Quarterly	4	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Semi-Annual	2	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Annual	1	<u>4</u>	<u>\$ 1,293.63</u>	<u>\$ 5,175</u>
Other	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Leachate Monitoring:				<u>\$ 5,175</u>

DESCRIPTION	UNIT	QUANTITY	UNIT COST	ANNUAL COST
5. Leachate Collection/Treatment Systems Maintenance *				
Maintenance				
Collection Pipes	LF	<u>*</u>	<u>*</u>	<u>\$ 1,360</u>
Sumps, Traps PUMPS	EA	<u>*</u>	<u>*</u>	<u>\$ 1,768</u>
Lift Stations	EA	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Cleaning	LS	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
FLEXIBLE STORAGE Tanks BLADDERS	EA	<u>*</u>	<u>*</u>	<u>\$ 816</u>
Impoundments				
Liner Repair	SY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Sludge Removal	CY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Aeration Systems	CY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Floating Aerators	EA	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Spray Aerators	EA	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Disposal				
Off-site (Include Transportation and Disposal)	1000 gallon	<u>1.46</u>	<u>\$ 0.1224</u>	<u>\$ 179.00</u>

* SEE ATTACHED NOTES AND CALCULATIONS

6. Leachate Collection/Treatment Systems Operation *

Operation		Hours	\$/Hour	Total
P.E. Supervisor	HR	N/A	N/A	N/A
On-Site Engineer	HR	N/A	N/A	N/A
Office Engineer	HR	N/A	N/A	N/A
OnSite Technician	HR	156	\$ 51.00	\$ 7,956
Materials	LS	N/A	N/A	N/A
Subtotal Leachate Collection/Treatment System Maintenance & Operation:				\$ 12,079.00

7. Maintenance of Groundwater Monitoring Wells *

Monitoring Wells	LF	N/A	N/A	N/A
Replacement	EA	3	\$ 306.00	\$ 306.00
Abandonment	EA	3	\$ 51.00	\$ 51.00
Subtotal Groundwater Monitoring Well Maintenance:				\$ 357.00

DESCRIPTION	UNIT	QUANTITY	UNIT COST	ANNUAL COST
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8. Gas System Maintenance *

Piping, Vents	LF	N/A	N/A	N/A
Blowers	EA	N/A	N/A	\$ 1,224 / 30 yrs
Flaring Units	EA	N/A	N/A	\$ 867 / 30 yrs
Meters, Valves	EA	N/A	N/A	\$ 612 / 30 yrs
Compressors	EA	N/A	N/A	\$ 306 / 30 yrs
Flame Arrestors	EA	N/A	N/A	\$ 255 / 30 yrs
Operation	LS	N/A	N/A	N/A
SubTotal Gas System:				\$ 108

9. Landscape *

Mowing	AC	4 times 60 yr	\$ 102	\$ 24,480
Fertilizer	AC	N/A	N/A	N/A
Subtotal Landscape Maintenance:				\$ 24,480

* SEE ATTACHED NOTES AND CALCULATIONS

DESCRIPTION	UNIT	QUANTITY	UNIT COST	ANNUAL COST
10. Erosion Control & Cover Maintenance				
Sodding	SY	<u>500</u>	<u>\$ 1.84</u>	<u>\$ 918</u>
Regrading	AC	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Liner Repair	SY	<u>1 EVENT</u>	<u>\$ 1,224</u>	<u>\$ 1,224</u>
Clay	CY	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Subtotal Erosion Control and Cover Maintenance:				<u>\$ 2,142</u>
11. Storm Water Management System Maintenance				
Conveyance Maintenance	LS	<u>1</u>	<u>\$ 2,040</u>	<u>\$ 2,040</u>
Subtotal Storm Water System Maintenance:				<u>\$ 2,040</u>
12. Security System Maintenance				
Fences	LF	<u>100</u>	<u>\$ 7.65</u>	<u>\$ 765</u>
Gate(s)	EA	<u>1</u>	<u>\$ 316.20</u>	<u>\$ 316</u>
Sign(s)	EA	<u>2</u>	<u>\$ 17.34</u>	<u>\$ 35</u>
Subtotal Security System:				<u>\$ 1,116</u>
13. Utilities *	LS			<u>\$ 12,240</u>
14. Administrative *				
		Hours	\$/Hour	Total
P.E. Supervisor	HR	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
On-Site Engineer	HR	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Office Engineer	HR	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
OnSite Technician	HR	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
Other (explain)	LS	<u>1</u>	<u>\$ 13,260</u>	<u>\$ 13,260</u>
Subtotal Administrative:				<u>\$ 13,260</u>
15. Contingency	10 % of Total	<u>10% OF</u>	<u>\$ 121,498</u>	<u>\$ 12,150</u>
Subtotal Contingency:				<u>\$ 12,150</u>

* SEE ATTACHED NOTES AND CALCULATIONS

16. Site Specific Costs (explain)

UNIT COST

<u>N/A</u>	LS	<u>N/A</u>
<u>N/A</u>	LS	<u>N/A</u>
<u>N/A</u>	LS	<u>N/A</u>

ANNUAL LONG-TERM CARE COST (\$/Year): \$ 133,648

NUMBER OF YEARS OF LONG-TERM CARE 30

TOTAL LONG-TERM CARE COST (\$) \$ 4,009,440

Oak Hammock Disposal
Notes and Calculations to Accompany 2003 Financial Cost
Estimate

The items listed below were derived by item/ unit pricing from contractors and manufacturers. Any estimated or assumed quantities are based on State and Federal guidelines. All estimated costs are for work to be performed by a third party.

Closure Costs

1. Monitoring Wells

Ground water monitoring wells will be installed during construction of Phase I (i.e., Cells 1 – 4) and, therefore are not included as part of the closure construction estimate.

2. Slope and Fill (Intermediate Cover)

During construction of the first phase, borrow area soils will be used for future use as initial/intermediate cover. CADD estimated cubic yardage is 84,975 cy for 1 ft. of intermediate cover over waste surface.

Cost per cubic yard includes excavation, hauling, placement, spreading and compaction.

84,975 cy @ \$3.50 / cy = \$ 297,413

3. Cover Material (Barrier Layer)

The final cover system for the Phase I cells is comprised of (from bottom to top) 40-mil PE textured (4:1 slopes) and smooth (5% grades) geomembrane, geocomposite drainage layer on 4:1 side slopes and 18 inch layer of cover protective soil. Cover protective soil will consist of material obtained from on-site borrow area. Cost for cover protective soil includes excavation, hauling, placement, spreading and compaction. Cost for geosynthetics includes material and installation costs. CADD generated quantities are:

127,463 cy soils @ \$3.50 cy = \$446,121

143,316 sy 40-mil PE textured geomembrane @ \$3.24 sy = \$464,344

111,610 sy 40-mil PE smooth geomembrane @ \$2.97 sy = \$331,482

143,316 sy geocomposite drainage layer @ \$4.59 sy = \$657,820

Total = \$1,899,767

Closure Costs (Continued)

4. Top Soil Cover (Vegetative Soil Layer)

Vegetative soil layer material will be stripped from the Phase I footprint area and stockpiled on-site for use in the cover system. Vegetative soil layer material will also be available from adjacent future cells (i.e., cells 5 – 21). The vegetative soil layer consists of 6 in. layer over entire cover area. Cost per cubic yard includes hauling, placing and spreading. CADD generated quantity: 42,488 cy. @ \$2.50 = \$106,220

5. Vegetative layer

The final cover area will be hydro-seeded. Hydro-seeding cost includes all labor and materials. CADD generated quantity: 53 acres
53 acres x \$ 2,040/ acre = \$ 108,120.

6. Stormwater Control System

The perimeter and site storm water control system components will be installed as part of the landfill construction and therefore are not included as part of the closure construction estimate. Storm water control components for the Phase I closure will consist of drainage swales, drains and HDPE corrugated pipe downchutes. Drainage swales will be constructed as part of protective cover soil placement and grading. Additional earthwork associated with installation of drains and downchutes is estimated to include 20,000 cy. Earthwork estimate is to include excavation, backfilling and compaction.

Earth work: 20,000 cy @ \$3.50 cy = \$ 70,000

Piping: 180 lf of 36" HDPE pipe @ \$26.81/ft = \$4,826

840 lf of 24" HDPE pipe @ \$13.50/ft = \$11,343

3 x 24" "T" connector @ \$438.6 ea. = \$1,316

6 x 24" couplers @ \$17.89 ea. = \$107

Each downchute requires an energy dissipater (6 total) @ \$1,921.68 ea. =

~~\$1,130~~ Total cost = \$99,122

7. Gas Controls: Active System

The Oak Hammock Disposal facility will have an active gas extraction system installed. Nineteen gas extraction wells are to be installed as part of the gas control system. Cost per well: \$97.67/ft. Cost per foot includes all labor and materials for installation. Landfill gas monitoring probes will be installed at a minimum spacing of 500 lf around the perimeter of the landfill. Cost per monitoring probe: \$51/ft, cost per foot includes all labor and materials for installation. Gas extraction well installation cost = \$97.67/ft x 50 ft. (average depth) x 19 wells = \$92,787.

Closure Costs (Continued)

Landfill gas monitoring probe installation cost = \$51/ft x 20 ft. (average depth)
x 11 = \$11,220

8. Gas Control: Active System

Active gas system components based on permit design package. Components and associated costs are listed below. Costs include labor and materials.

1 Trap @ \$867

1 Sump @ \$7,650

1 Flare Assembly @ \$78,081

1 Flame Arrestor @ \$4,080

1 Mist Eliminator @ \$3,978

1 Flow Meter @ \$4,284

1 Blower @ \$17,340

Main header pipe: 500 lf 12" solid wall SDR-17 HDPE pipe installed @ \$8.94 lf = \$4,470

Header pipe: 3,065 lf 8" solid wall SDR-17 HDPE pipe installed @ \$4.06 lf = \$12,444

Collector pipe: 2,912 lf 4" solid wall SDR-17 HDPE pipe installed @ \$ 1.69 lf = \$4,921

Total Active Gas Extraction = \$ 138,115

9. Security System

Perimeter fencing, gates and signs will be repaired, if required for closure. A \$5,100 lump sum allowance has been estimated for this work. Note that perimeter fencing and gates will be installed as part of the Phase I construction and therefore have not been included as part of the closure costs. Closure signs will be installed as required.

10. Engineering

Closure permit plan and report: \$25,000

Certification report to include preparation of report and certification by Florida registered professional engineer: \$ 16,830.

Other: Construction Drawings and Technical Specifications: \$53,040

11. Professional Services

Estimate that 4% of construction cost will be needed for contract/construction management i.e., $0.04 \times \$2,757,864 = \$110,315$

Closure Costs (Continued)

Estimate that 7% of construction cost will be needed for construction quality assurance i.e., $0.07 \times \$2,757,864 = \$193,050$

Quality Assurance testing based on requirements of CQA Plan and estimated quantities.

12. Contingency

Estimate contingency of 10 % of closure cost.

13. Site Specific Costs:

Contractor mobilization estimated to be 5 % of construction cost, not including professional services costs (i.e., 5% of $\$2,757,864 = \$137,893$)

Annual Costs for Long Term Care

1. Ground Water Monitoring

Forty-five ground water monitoring wells are to be installed for Phase I construction. Assume that all wells are sampled on semi-annual basis per F.A.C. Cost to sample each well: \$495. Cost includes all labor, equipment and laboratory analyses required per F.A.C.

$45 \times \$504.90 = \$22,720.50 \times 2 \text{ times/year} = \underline{\$45,441 \text{ /year}}$

2. Surface Water Monitoring

The Oak Hammock facility has been designed to retain all water from a 100-year storm event on-site. No off-site discharge of surface water is anticipated, therefore, no associated monitoring costs have been included.

3. Landfill Gas Monitoring

Landfill gas monitoring probes will be installed a minimum of 500 lf around the perimeter of Phase I construction as part of the closure plan. The monitoring probes will be monitored quarterly for concentrations of combustible gases. Quarterly landfill gas monitoring cost: \$765 /event \times 4 events/year = \$3,060 year

4. Leachate Monitoring

Phase I of the Oak Hammock Disposal consists of four cells. A leachate sample would be collected from each cell annually. Each leachate sampling cost includes all labor, equipment and laboratory analyses required per F.A.C. Annual leachate monitoring cost: \$1,293.63 /leachate sample \times 4 leachate samples/year = \$5,175 year.

Annual Costs for Long Term Care (Continued)

5. Leachate Collection/Treatment System Maintenance

For the long term care, assume the following maintenance activities.

Leachate collection pipes: Estimate that each cell will require one cleaning within the 30-year monitoring period. $4 \text{ cells} \times \$10,200 \text{ cell} = \$40,800 / 30 \text{ years} = \underline{\$1,360 / \text{year}}$.

Leachate pumps: Estimate pumps require annual maintenance and each cell will require a replacement pump during the 30-year monitoring period. Annual maintenance = $4 \text{ cells} \times \$255/\text{cell} = \$1,020 / \text{year}$. Leachate pump replacement cost = $4 \text{ pumps} \times \$5,610/\text{pump} / 30 \text{ years} = \748 . Estimated annual cost for pumps = \$1,768

Leachate storage containers: Assume each of the three flexible storage bladders will require replacement over the 30 year monitoring period. Replacement cost of \$8,160 per flexible bladder. $3 \text{ bladders} \times \$8,160 / \text{bladder} / 30 \text{ years} = \underline{\$816 / \text{year}}$.

Leachate disposal: After closure, for each cell estimate leachate production rate of 1.0 gal/day $\times 365 \text{ days/year} \times 4 \text{ cells} = 1,460 \text{ gallons of leachate/year} \times \$0.1224 / \text{gallon for transportation and treatment} = \underline{\$179/\text{year}}$.

Total leachate system maintenance = \$4,123 /year.

6. Leachate Collection/Treatment Systems Operation

Estimate that leachate system operation is monitored on a weekly basis by a technician for total of 3 hours/week $\times 52 \text{ weeks/year} \times \$51 / \text{hour} = \underline{\$7,956/\text{year}}$.

7. Maintenance of Groundwater Monitoring Wells

Estimate that 3 wells require abandonment and replacement within the 30-year monitoring period. Abandonment cost: $\$510 \text{ per well} \times 3 \text{ wells} = \$1,530 / 30 \text{ years} = \$51 / \text{year}$. Replacement cost: $60 \text{ ft} \times \$50 / \text{ft} \times 3 \text{ wells} = \$9,180 / 30 \text{ years} = \$306 / \text{year}$. Total estimated annual cost = \$357 /year

8. Gas System Maintenance

Estimate that the equipment listed on DEP form will require replacement once within the 30-year maintenance period. Annual cost = $\$3,264 / 30 \text{ years} = \underline{\$108 / \text{year}}$.

Annual Costs for Long Term Care (Continued)

9. Landscape

Estimate 60-acre area requiring maintenance and that the grass will require cutting four times/year at a cost of \$102 per acre. Mowing/maintenance: 4 times year x 60 acres x \$102/acre = \$24,480

10. Erosion Control and Cover Maintenance

As indicated on DEP form.

11. Storm water Management System Maintenance

As indicated on DEP form.

12. Security System Maintenance

As indicated on DEP form.

13. Utilities

Estimate power requirements for site equipment (i.e., pumps, lights, blowers, etc.) to be \$1,020 /month x 12 months = \$12,240 /year.

14. Administrative

Estimate that lump sum administrative/overhead costs for Phase I: = \$13,260 /year.

15. Contingency

Estimate contingency of 10 % of total long term annual care cost (i.e., 0.10 x \$121,498 = \$12,150 / year).

OAK HAMMOCK DISPOSAL, CLASS I

March 27, 2003

1. PHASE I - 4 L/F Cells approx. 53 acres
complete buildout 21 L/F cells approx 264 acres
Property boundary 2179 acres.
The anticipated life of the facility is 30 years
- 2 The avg. solid waste disposal rate is 1700 tons
per day.
- 3 The annual quantity of solid waste to
be disposed in the OHD L/F is expected to
be approximately 486,200 tons. The L/F
will operate approximately 286 equivalent
full days per year.

2.7.3 Anticipated Lifedesign capacity

Based on the permit drawings presented with this permit application, the estimated volume of waste and initial cover soils that can be disposed in the OHD landfill is approximately 23.7 million cubic yards. The life of the OHD landfill is approximately 30 years, based on an average annual waste disposal rate of 474,000 tons/year, an average in-place unit weight of 1,500 pounds/cubic yard, and 20 percent of the available volume dedicated to initial cover.

Information from Vol I of the report
submitted May 2002.

*Bill -
Great letter
Thanks to you &
staff! Vivian*

Received DEP

FEB 11 2003

Central Dist. ERP

RECEIVED

FEB 10 2003

Central Dist. - DEP



Omni Waste

February 7, 2003

P.O. Box 421613
Kissimmee, FL 34742
407-957-7284 Phone
407-957-7202 Fax

Vivian F. Garfein
Director, Central District
Department of Environmental Protection
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767

Subject: Omni's Oak Hammock Disposal Facility

Dear Ms. Garfein:

As you know, Omni Waste of Osceola County, LLC (Omni) has been working for several years to obtain all of the necessary permits and approvals for the construction of a new "Class I" landfill that will serve the residents of Osceola County. Now that the Florida Department of Environmental Protection has issued the landfill construction permit and the Environmental Resource Permit for Omni's project, I would like to express my sincere appreciation to you and your staff for the professional manner in which the Department conducted its regulatory review process. I am confident that the Board of County Commissioners of Osceola County joins me in saying "Thank you!"

Over the last 30 years I have worked on landfill projects with regulatory agencies throughout the United States. You and your staff at FDEP stand out for being among the most technically competent, diligent, and conscientious of all those I have known. Your staff was always focused on protecting the environment, and they always demanded compliance with the Department's standards, but they also provided many constructive comments and suggestions to Omni during the agency's review process, thus enabling Omni to address the Department's concerns in an expeditious manner. Thanks to their contributions, I believe the Oak Hammock Disposal Facility will become a showplace for both Omni and FDEP, because it will illustrate how a Class I landfill can be designed and operated to provide a critical community service while also preserving sensitive natural resources.

While many in the Department contributed to the review of Omni's project, I would especially like to recognize the efforts of the following people, who were instrumental in the Department's review process:

- | | |
|-----------------------------|--------------------------------------------------|
| • James N. Bradner, P.E. | Program Manager Solid/Hazardous Waste |
| • Scott Wesson, P.E. | Engineer Storm Water Management |
| • Tamy Dabu | Environmental Supervisor |
| • Kellie Boston | Env. Specialist Submerged Lands & Env. Resources |
| • W. M. Bostwick, Jr., P.E. | Program Administrator Waste Management |
| • George Cheryan | Permitting Engineer Solid/Hazardous Waste |
| • Saadia Qureshi | Engineer Solid/Hazardous Waste |
| • Brett LeRoux, P.G. | Program Manager Storage Tanks and Cleanup |
| • Deborah Helle, P.G. | Geologist Solid/Hazardous Waste |

Vivian F. Garfein

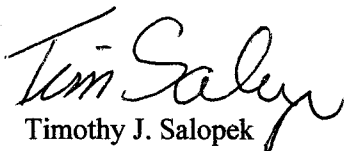
February 7, 2003

Page 2

I want to take special note of the leadership provided by Jim Bradner. The Oak Hammock Disposal Facility is the first Class I landfill to be approved by the Department for a "green field" site in Florida in more than seven years. Nonetheless, as a result of Jim's willingness to work with Omni's engineers during the design and review process, Omni and the Department were able to identify and solve potential problems before they became significant impediments to the project. With Jim's leadership, the Department was able to complete its rigorous review process, and issue a permit to construct and operate the landfill, within five months after Omni's application was filed.

Omni intends to build and operate the Oak Hammock Disposal Facility in strict compliance with all of the applicable FDEP requirements. We want the Department to be proud of Omni's facility and the services Omni provides to the citizens of Osceola County. Please give my sincerest thanks to those members of the Department who have contributed to our joint success with this project.

Sincerely,



Timothy J. Salopek
President

CC:

Jim Bradner
Scott Wesson
Tamy Dabu
David Struhs
Allan Bedwell
David S. Dee
Paul Owen, Chairman of Osceola BOCC

Osceola County SW
Oak Hammock LF



PRESS RELEASE

For Immediate Release

CAPITAL ENVIRONMENTAL RESOURCE INC. AGREEMENT TO PURCHASE MUNICIPAL SOLID WASTE LANDFILL SITE UNDER DEVELOPMENT IN OSCEOLA COUNTY, FLORIDA

BURLINGTON, ON (February 7, 2003) - Capital Environmental Resource Inc. (NASDAQ:CERI) announced today that it has reached agreement to purchase a municipal solid waste landfill site currently under development in Osceola County, Florida for a purchase price of approximately \$71 million USD, payable primarily in cash and to a lesser extent in common stock. Closing of the acquisition is subject to the fulfillment of certain conditions. It is currently anticipated that the landfill will open for commercial operation in the first quarter of 2004.

This 1,100 acre facility, which will serve Osceola County and the greater Orlando area, has a permitted capacity of 24 million cubic yards. The landfill has received all necessary permits from the Florida Department of Environmental Protection and Osceola County. Omni Waste has entered into disposal agreements with the City of St. Cloud and Osceola County and plans to pursue additional disposal agreements with other waste sources.

Capital Environmental Resource Inc. is a regional integrated solid waste services company that provides collection, transfer, disposal and recycling services in Canada. The Company's web site is www.capitalenvironmental.com.

David J. Feals
Chief Financial Officer
(905) 319-6047

* * * * *

Safe Harbor for Forward-Looking Statements

Certain matters discussed in this press release are "forward-looking statements" within the meaning of Section 27A of the Securities Act of 1933 and Section 21E of the Securities Exchange Act of 1934. These statements describe the company's future plans, objectives or goals. These forward-looking statements involve risks and uncertainties which could cause actual results to differ materially from the plans, objectives and goals set forth herein. Factors which could materially affect such forward-looking statements can be found in Capital's periodic reports filed with the Securities and Exchange Commission, including risk factors detailed in Capital's Form 20-F for the year ended December 31, 2001. Shareholders, potential investors and other readers are urged to consider these factors carefully in evaluating the forward-looking statements and are cautioned not to place undue reliance on such forward-looking statements. The forward-looking statements made herein are only made as of the date of this press release and Capital undertakes no obligation to publicly update such forward-looking statements to reflect subsequent events or circumstances.