

Brantley, Anna

---

**From:** Brantley, Anna  
**Sent:** Monday, May 14, 2012 3:27 PM  
**To:** 'crobertson@americacementcompany.com'; Solid Waste Financial Coordinator; Pelz, Susan  
**Cc:** Morgan, Steve  
**Subject:** Financial Assurance Cost Estimates Approval Letter - American Cement WTPF [WACS 98523]  
**Attachments:** American Cement inf-adj-CL est approval 2012 [WACS 98523] 5-14-2012.pdf

Attached please find "Financial Assurance Cost Estimates Approval letter for the subject Solid Waste Facility.

**NOTE:** If you have questions concerning the content of this document, please contact the DEP solid waste staff [steve.morgan@dep.state.fl.us](mailto:steve.morgan@dep.state.fl.us)

This is the only electronic copy you will receive. Acrobat Reader 6.0 or greater is required to read this document, and is available for downloading at: <http://www.adobe.com/products/acrobat/readstep.html>

Anna

Anna Brantley  
Administrative Assistant II  
FL DEP / SWD / Waste Management  
13051 North Telecom Parkway  
Temple Terrace FL 33637-0629  
Tel: 813/632-7600, Ext. 377  
Fax: 813/632-7664  
[anna.brantley@dep.state.fl.us](mailto:anna.brantley@dep.state.fl.us)

*The Department of Environmental Protection values your feedback as a customer. DEP Secretary Hershel T. Vinyard Jr. is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on this link to the DEP Customer Survey. Thank you in advance for completing the survey.*

Inserted into OCULUS

MAY 14 2012

Initials: AB

Brantley, Anna

---

**From:** Microsoft Exchange  
**To:** 'crobertson@americancementcompany.com'  
**Sent:** Monday, May 14, 2012 3:42 PM  
**Subject:** Relayed: Financial Assurance Cost Estimates Approval Letter - American Cement WTPF [WACS 98523]

**Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:**

'crobertson@americancementcompany.com'

**Subject:** Financial Assurance Cost Estimates Approval Letter - American Cement WTPF [WACS 98523]

---

Sent by Microsoft Exchange Server 2007

Brantley, Anna

---

**From:** Microsoft Exchange  
**To:** Solid Waste Financial Coordinator; Pelz, Susan; Morgan, Steve  
**Sent:** Monday, May 14, 2012 3:27 PM  
**Subject:** Delivered: Financial Assurance Cost Estimates Approval Letter - American Cement WTPF [WACS 98523]

**Your message has been delivered to the following recipients:**

Solid Waste Financial Coordinator

Pelz, Susan

Morgan, Steve

**Subject:** Financial Assurance Cost Estimates Approval Letter - American Cement WTPF [WACS 98523]

---

Sent by Microsoft Exchange Server 2007



# Florida Department of Environmental Protection

Southwest District  
13051 North Telecom Parkway  
Temple Terrace, Florida 33637-0926  
Telephone: 813-632-7600

Rick Scott  
Governor

Jennifer Carroll  
Lt. Governor

Herschel T. Vinyard Jr.  
Secretary

Transmitted electronically to:  
[crobertson@americancementcompany.com](mailto:crobertson@americancementcompany.com)

May 14, 2012

Mr. Charles Robertson  
Environmental Manager  
American Cement Company, LLC  
P.O. Box 445  
Sumterville, FL 33585

RE: American Cement Waste Tire Processing Facility  
Financial Assurance Cost Estimates  
Permit No.: 297136-001-WT/02 Sumter County  
WACS No.: 98523

Dear Mr. Robertson:

This letter is to acknowledge receipt of the inflation-adjusted cost estimates dated February 23, 2012 (received February 24, 2012), for closure of the American Cement Waste Tire Processing Facility. The Department apologizes for the delay in reviewing your submittal. The cost estimates submitted on February 24, 2012 (total for closing \$4,141.40), are **APPROVED for 2012**. This approved amount includes removal of 80.4 tons of tires by a registered waste tire collector. The next annual update (revised or inflation-adjusted estimates) is due no later than **March 1, 2013**.

A copy of these estimates will be forwarded to Financial Coordinator, Solid Waste Section, FDEP, 2600 Blair Stone Road, MS 4565, Tallahassee, Florida 32399-2400. Please work with him directly to assess the facility's compliance with the funding mechanism requirements of Rule 62-701.630, F.A.C. If you have any questions, you may contact me at (813) 632-7600 ext. 385.

Sincerely,

Inserted into OCULUS

MAY 14 2012

Initials: 913

Steven G. Morgan  
Solid Waste Section  
Southwest District

cc: Fred Wick/Frank Hornbrook, FDEP, Tallahassee  
Susan J. Pelz, P.E., FDEP, Tampa

February 23, 2012

Ms. Nancy Gaskin  
Solid Waste Section  
FDEP, SW District  
13051 N. Telecom Parkway  
Temple Terrace, FL 33637

**Subject: Waste Tire Processing Facility Closure Cost Estimate 2012  
American Cement Company, LLC  
Waste Tire Permit: 297136-001-WT/02**

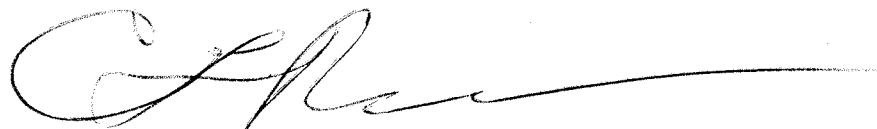
Please find enclosed the Closure Cost Estimate Form for Solid Waste Facilities for American Cement Company, LLC; Waste Tire Permit No. 297136-001-WT/02. The Current Year Inflation Factor of 1.01 was used to determine the new closure cost of \$4,141.40 for the year 2012.

The Financial Instrument documentation is being sent to Mr. Frank Hornbrook, Solid Waste Financial Coordinator at FDEP in Tallahassee.

If you have any questions or comments call me at 352-569-2217.

Best Regards,

AMERICAN CEMENT COMPANY, LLC



Charles Robertson  
Environmental Manager

Enclosure: Closure Cost Estimate

Copy to: Mr. Frank Hornbrook  
Mr. Cary Cohrs  
Mr. David Osmun  
Mr. William Wall

Dept. of Environmental  
Protection  
FEB 24 2012  
Southwest District

Inserted into OCULUS

FEB 28 2012

Initials: 96



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

DEP Form # 62-701.900(28), F.A.C.

Form Title: Closure Cost Estimating Form  
For Solid Waste Facilities

Effective Date: January 6, 2010

Incorporated in Rule 62-701.630(3), F.A.C.

## CLOSURE COST ESTIMATING FORM FOR SOLID WASTE FACILITIES

Date of DEP Approval: \_\_\_\_\_

### I. GENERAL INFORMATION:

Facility Name: American Cement Company, LLC WACS ID: SWD/60/98523  
 Permit Application or Consent Order No.: 297136-001-WT/02 Expiration Date: 04/07/2015  
 Facility Address: 4750 East CR 470, Sumterville, FL 33585  
 Permittee or Owner/Operator: American Cement Company, LLC  
 Mailing Address: P.O. Box 445, Sumterville, FL 33585

Latitude: 28° 45' 38" Longitude: 82° 01' 35"  
 Coordinate Method: \_\_\_\_\_ Datum: \_\_\_\_\_  
 Collected by: \_\_\_\_\_ Company/Affiliation: \_\_\_\_\_

### Solid Waste Disposal Units Included in Estimate:

| Phase / Cell | Acres | Date Unit Began Accepting Waste | Active Life of Unit From Date of Initial Receipt of Waste | If active: Remaining life of unit | If closed: Date last waste received | If closed: Official date of closing |
|--------------|-------|---------------------------------|---|-----------------------------------|-------------------------------------|-------------------------------------|
|              |       |                                 |   |                                   |                                     |                                     |
|              |       |                                 |   |                                   |                                     |                                     |
|              |       |                                 |   |                                   |                                     |                                     |
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|              |       |                                 |   |                                   |                                     |                                     |

FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION  
FEB 24 2012  
SOUTHWEST DISTRICT  
TAMPA

Total disposal unit acreage included in this estimate: \_\_\_\_\_ Closure: \_\_\_\_\_ Long-Term Care: \_\_\_\_\_

Facility type: ☐ Class I ☐ Class III ☐ C&D Debris Disposal  
 (Check all that apply) ☒ Other: Waste Tire Processing Facility

### II. TYPE OF FINANCIAL ASSURANCE DOCUMENT (Check type)

- ☐ Letter of Credit\* ☐ Insurance Certificate ☐ Escrow Account  
☐ Performance Bond\* ☐ Financial Test ☐ Form 29 (FA Deferral)  
☒ Guarantee Bond\* ☐ Trust Fund Agreement

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

Northwest District  
160 Government Center  
Pensacola, FL 32502-5794  
850-595-8360

Northeast District  
7825 Baymeadows Way, Ste. B200  
Jacksonville, FL 32256-7590  
904-807-3300

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

Southwest District  
13051 N. Telecom Pkwy.  
Tempe Terrace, FL 33637  
813-632-7600

South District  
2295 Victoria Ave., Ste. 364  
Fort Myers, FL 33901-3881  
239-332-6975

Southeast District  
400 N. Congress Ave., Ste. 200  
West Palm Beach, FL 33401  
561-681-6600

Inserted into OCULUS

FEB 28 2012

Initials: GB

### III. ESTIMATE ADJUSTMENT

40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, Florida Administrative Code, (F.A.C.) 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

☐ (b) Recalculated or New Cost Estimates

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 Deflatory by the Deflator for the previous year. The inflation factor may also be obtained from the Solid Waste website [www.dep.state.fl.us/waste/categories/swfr](http://www.dep.state.fl.us/waste/categories/swfr) or call the Financial Coordinator at (850) 245-8706.

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

March 1, 2011

|  |   |  |
|--|---|--|
| Latest Department Approved<br>Closing Cost Estimate: | Current Year Inflation<br>Factor, e.g. 1.02 | Inflation Adjusted Closing<br>Cost Estimate: |
| \$4,100.40   | x 1.01                                      | = \$4,141.40                                 |

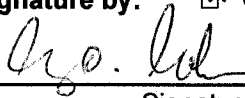
This adjustment is based on the Department approved long-term care cost estimate dated:

|   |   |   |
|---|---|---|
| Latest Department Approved<br>Annual Long-Term Care<br>Cost Estimate: | Current Year Inflation<br>Factor, e.g. 1.02 | Inflation Adjusted Annual<br>Long-Term Care Cost<br>Estimate: |
|   | x   | =   |
| Number of Years of Long Term Care Remaining:                          |   | x   |
| Inflation Adjusted Long-Term Care Cost Estimate:                      |   | =   |

Signature by: ☒ Owner/Operator

☐ Engineer

(check what applies)



Signature

P.O. Box 445

Address

Cary O. Cohrs, President

Name & Title

Sumterville, FL 33585

City, State, Zip Code

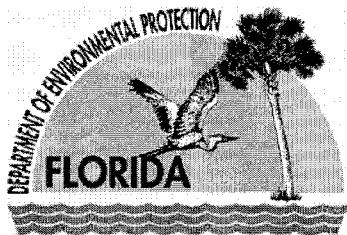
February 23, 2012

Date

E-Mail Address

(352) 569-5393

Telephone Number



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road MS 4565  
Tallahassee, Florida 32399-2400

Rick Scott  
Governor

Jennifer Carroll  
Lt. Governor

Herschel T. Vinyard, Jr.  
Secretary

March 15, 2011

Mr. Charles Robertson  
Environmental Manager  
American Cement Company, LLC  
Post Office Box 445  
Sumterville, Florida 33585

Re: WACS 98523 - American Cement Waste Tire Processing Facility

Dear Mr. Robertson:

I reviewed the documentation submitted to demonstrate financial assurance for the above referenced facility and find it is in order. Hartford Fire Insurance Company increase rider, dated January 14, 2011 to guarantee bond number 13BSBFQ9243, adequately covers the Department approved closing cost estimate of \$4,100.40, dated January 14, 2011. Therefore, American Cement Waste Tire Processing Facility 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.

If you have any questions, please contact me at (850) 245-8745.

Sincerely,

Frank Hornbrook  
Environmental Specialist  
Solid Waste Section

cc: Fred Wick, DEP/TLH  
Tom Lubozynski, DEP/ORL



**From:** Brantley, Anna  
**Sent:** Monday, March 07, 2011 2:04 PM  
**To:** 'crobertson@americacementcompany.com'; Wick, Fred; Hornbrook, Frank; Pelz, Susan  
**Cc:** Frazier, Dinah  
**Subject:** American Cement WTPF.297136-001-WT-02.pdf (SECURED) - Adobe Acrobat Professional  
**Attachments:** American Cement WTPF.297136-001-WT-02

Attached please find an electronic copy of the "Financial Assurance Cost Estimates letter for the subject Solid Waste Facility. This is the only copy you will receive.

**NOTE:** If you have questions concerning the content of this document, please contact the DEP solid waste staff [dinah.frazier@dep.state.fl.us](mailto:dinah.frazier@dep.state.fl.us)

This is the only electronic copy you will receive. Acrobat Reader 6.0 or greater is required to read this document, and is available for downloading at: <http://www.adobe.com/products/acrobat/readstep.html>

Anna

Anna Brantley  
Administrative Assistant II  
FL DEP / SWD / Waste Management  
13051 North Telecom Parkway  
Temple Terrace FL 33637-0629  
Tel: 813/632-7600, Ext. 377  
Fax: 813/632-7664  
[anna.brantley@dep.state.fl.us](mailto:anna.brantley@dep.state.fl.us)

*The Department of Environmental Protection values your feedback as a customer. DEP Secretary Hershel T. Vinyard Jr is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.*



# Florida Department of Environmental Protection

Southwest District  
13051 North Telecom Parkway  
Temple Terrace, Florida 33637-0926  
Telephone: 813-632-7600

Rick Scott  
Governor

Jennifer Carroll  
Lt. Governor

Herschel T. Vinyard Jr.  
Secretary

Transmitted electronically to:  
[crobertson@americancementcompany.com](mailto:crobertson@americancementcompany.com)

March 7, 2010

Mr. Charles Robertson  
Environmental Manager  
American Cement Company, LLC  
P.O. Box 445  
Sumterville, FL 33585

RE: American Cement Waste Tire Processing Facility  
Financial Assurance Cost Estimates 2011  
Permit No.: 297136-001-WT/02 Sumter County  
WACS No.: 98523

Dear Mr. Robertson:

This letter is to acknowledge receipt of the inflation-adjusted cost estimates dated January 14, 2011 (received January 18, 2011), for closure of the American Cement Waste Tire Processing Facility. The cost estimates prepared by American Cement Company LLC (total for closing \$4,100.40), are **APPROVED for 2011**. This approved amount includes removal of 80.4 tons of tires by a registered waste tire collector. The next annual update (revised or inflation-adjusted estimates) is due no later than March 1, 2012.

A copy of these estimates will be forwarded to Mr. Frank Hornbrook, Solid Waste Section, FDEP, 2600 Blair Stone Road, Tallahassee, FL 32399-2407. Please work with him directly to assess the facility's compliance with the funding mechanism requirements of Rule 62-701.630, Florida Administrative Code. If you have any questions, you may contact me at (813) 632-7600 ext. 382 or email at [dinah.frazier@dep.state.fl.us](mailto:dinah.frazier@dep.state.fl.us).

Sincerely,

Dinah Frazier  
Solid Waste Section  
Southwest District

df  
Enc.

ec: Fred Wick/Frank Hornbrook, FDEP, Tallahassee  
Susan J. Pelz, P.E., FDEP, Tampa

January 14, 2011

Dept. Of Environmental Protection

JAN 18 2011

Southwest District

Ms. Nancy Gaskin  
Solid Waste Section  
FDEP, SW District  
13051 N. Telecom Parkway  
Temple Terrace, FL 33637

**Subject: Waste Tire Processing Facility Closure Cost Estimate 2011  
American Cement Company, LLC  
Waste Tire Permit: 297136-001-WT/02**

Please find enclosed the Closure Cost Estimate Form for Solid Waste Facilities for American Cement Company, LLC; Waste Tire Permit No. 297136-001-WT/02. The Current Year Inflation Factor of 1.02 was used to determine the new closure cost of \$4,100.40 for the year 2011.

A copy of this document is also being sent to Mr. Frank Hornbrook, Solid Waste Financial Coordinator at FDEP in Tallahassee.

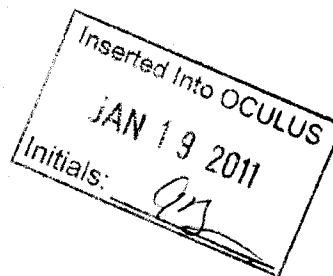
If you have any questions or comments call me at 352-569-2217.

Best Regards,

AMERICAN CEMENT COMPANY, LLC



Charles Robertson  
Environmental Manager



Copy to: Mr. Frank Hornbrook  
Mr. Cary Cohrs  
Mr. David Osmun  
Mr. William Wall

Enclosure: Form



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

DEP Form # 62-701.900(28), F.A.C.

Form Title: Closure Cost Estimating Form  
For Solid Waste Facilities

Effective Date: January 6, 2010

Incorporated in Rule 62-701.630(3), F.A.C.

## CLOSURE COST ESTIMATING FORM FOR SOLID WASTE FACILITIES

Date of DEP Approval: \_\_\_\_\_

### I. GENERAL INFORMATION:

Facility Name: American Cement Company, LLC WACS ID: SWD/60/98523  
 Permit Application or Consent Order No.: 297136-001-WT/02 Expiration Date: 04/07/2015  
 Facility Address: 4750 East CR 470, Sumterville, FL 33585  
 Permittee or Owner/Operator: American Cement Company, LLC  
 Mailing Address: P.O. Box 445, Sumterville, FL 33585

Latitude: 28° 45' 38" Longitude: 82° 01' 35"

Coordinate Method: \_\_\_\_\_ Datum: \_\_\_\_\_

Collected by: \_\_\_\_\_ Company/Affiliation: \_\_\_\_\_

### Solid Waste Disposal Units Included in Estimate:

| Phase / Cell | Acres | Date Unit Began Accepting Waste | Active Life of Unit From Date of Initial Receipt of Waste | If active: Remaining life of unit | If closed: Date last waste received | If closed: Official date of closing |
|--------------|-------|---------------------------------|---|-----------------------------------|-------------------------------------|-------------------------------------|
|              |       |                                 |   |                                   |                                     |                                     |
|              |       |                                 |   |                                   |                                     |                                     |
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|              |       |                                 |   |                                   |                                     |                                     |

FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION  
JAN 18 2011  
SOUTHWEST DISTRICT  
TAMPA

Total disposal unit acreage included in this estimate: \_\_\_\_\_ Closure: \_\_\_\_\_ Long-Term Care: \_\_\_\_\_

Facility type: ☐ Class I ☐ Class III ☐ C&D Debris Disposal  
 (Check all that apply) ☒ Other: Waste Tire Processing Facility

### II. TYPE OF FINANCIAL ASSURANCE DOCUMENT (Check type)

- ☐ Letter of Credit\* ☐ Insurance Certificate ☐ Escrow Account  
☐ Performance Bond\* ☐ Financial Test ☐ Form 29 (FA Deferral)  
☒ Guarantee Bond\* ☐ Trust Fund Agreement

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

Northwest District  
160 Government Center  
Pensacola, FL 32502-5794  
850-595-8360

Northeast District  
7825 Baymeadows Way, Ste. B200  
Jacksonville, FL 32256-7590  
904-807-3300

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

Southwest District  
13051 N. Telecom Pky.  
Tempe Terrace, FL 33637  
813-632-7600

South District  
2295 Victoria Ave., Ste. 364  
Fort Myers, FL 33901-3881  
239-332-6975

Southeast District  
400 N. Congress Ave., Ste. 200  
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, (F.A.C.) 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

☐ (b) Recalculated or New Cost Estimates

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 website [www.dep.state.fl.us/waste/categories/swfr](http://www.dep.state.fl.us/waste/categories/swfr) or call the Financial Coordinator at (850) 245-8706.

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

January 12, 2010

Latest Department Approved  
Closing Cost Estimate:

Current Year Inflation  
Factor, e.g. 1.02

Inflation Adjusted Closing  
Cost Estimate:

\$4,020.00

x

1.02

=

\$4,100.40

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, e.g. 1.02

Inflation Adjusted Annual  
Long-Term Care Cost  
Estimate:

x

=

Number of Years of Long Term Care Remaining:

x

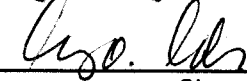
Inflation Adjusted Long-Term Care Cost Estimate:

=

Signature by: ☒ Owner/Operator

☐ Engineer

(check what applies)



Signature

P.O. Box 445

Address

Cary O. Cohrs, President

Name & Title

Sumterville, FL 33585

City, State, Zip Code

January 14, 2011

Date

E-Mail Address

(352) 569-5393

Telephone Number

## Frazier, Dinah

---

**From:** Frazier, Dinah  
**Sent:** Monday, February 28, 2011 8:59 AM  
**To:** 'crobertson@americacementcompany.com'  
**Cc:** Pelz, Susan; Hornbrook, Frank  
**Subject:** financial approval cost estimates for 2011 (DRAFT)  
**Attachments:** American Cement inf-adj-LTC est approval 2011.docx

Good morning Mr. Robertson,

Attached is a copy of the draft letter I prepared for signature by Susan Pelz, P.E., the Solid Waste Manager. I appreciate your concern regarding the March 1, 2011 deadline. This letter should be signed by March 2 and the approval letter will be emailed to you. Please call if you have any additional questions.

dinah

dinah frazier

Southwest District Office

13051 North Telecom Parkway

Temple Terrace, FL 33637-0926

[dinah.frazier@dep.state.fl.us](mailto:dinah.frazier@dep.state.fl.us)

813.632.7600 x 382

fax 813.632.7664

*note: Mr. Robertson called 2x last week.  
I remember you + NG asking if ~~we~~ we  
rec'd. his estimate, but I didn't realize  
it was a priority. It's the 1st yr. of  
operation + he wanted to get financial  
instrument established*

*I looked @ application to confirm  
closing costs.*

**Frazier, Dinah**

---

**From:** Frazier, Dinah  
**Sent:** Thursday, February 24, 2011 10:20 AM  
**To:** Hornbrook, Frank  
**Cc:** Gaskin, Nancy; Pelz, Susan  
**Subject:** American Cement Company: Closure cost estimates 2011

Good morning Frank,

I reviewed the original closure cost estimate submitted with the application (11.19.2009) and the update submitted 1.14.11. The cost estimate for 2011 is approved. Since Nancy wrote the permit for this facility, I checked with her for verification. I'll prepare an approval letter and email it today or Monday. Mr. Robertson stated he will submit the bond as soon as he receives the approval letter.

dinah

dinah frazier  
Southwest District Office  
13051 North Telecom Parkway  
Temple Terrace, FL 33637-0926  
[dinah.frazier@dep.state.fl.us](mailto:dinah.frazier@dep.state.fl.us)  
813.632.7600 x 382  
fax 813.632.7664

---

**From:** Frazier, Dinah  
**Sent:** Thursday, February 24, 2011 8:56 AM  
**To:** Gaskin, Nancy; Hornbrook, Frank  
**Cc:** Brantley, Anna  
**Subject:** FW: Financial Approval Letter status

I returned Mr. Robertson's call. He's concerned about submittal of the financial instrument by March 1. I told him I would speak with Frank this morning. He said Frank spoke with him earlier about this.

dinah

dinah frazier  
Southwest District Office  
13051 North Telecom Parkway  
Temple Terrace, FL 33637-0926  
[dinah.frazier@dep.state.fl.us](mailto:dinah.frazier@dep.state.fl.us)  
813.632.7600 x 382  
fax 813.632.7664

---

**From:** Brantley, Anna  
**Sent:** Wednesday, February 23, 2011 9:12 AM  
**To:** Gaskin, Nancy; Frazier, Dinah  
**Subject:** Financial Approval Letter status

*Charles Robertson of American Cement Company wanting status of financial approval. His number is 352-569-2217.*

*Thanks*



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road MS 4565  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

February 22, 2010

Mr. Cary Cohrs  
American Cement Company, LLC  
Post Office Box 445  
Sumterville, Florida 33585

Re: WACS 44150 – American Cement Waste Tire Facility

Dear Ms. Cohrs:

I reviewed the documentation submitted to demonstrate financial assurance for the above referenced facility and find it is in order. Hartford Fire Insurance Company guarantee bond number 13BSBFQ9243, effective January 19, 2010, is in the amount of the Department approved closing cost estimate of \$4,020. In addition, Salem Trust Company standby trust fund agreement, entered into as of February 18, 2010, is acceptable. Therefore, American Cement Waste Tire Facility 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.

If you have any questions, please contact me at (850) 245-8745.

Sincerely,

Frank Hornbrook  
Environmental Specialist  
Solid Waste Section

cc: Fred Wick, DEP/TLH  
Susan Pelz, DEP/TPA





*Financial Measure*

Dept. of Environmental  
Protection

FEB 16 2010

Southwest District

February 10, 2010

Mr. Fred Wick  
Solid Waste Section  
Florida Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, FL 32399-2407


RE: **American Cement Company, LLC Waste Tire Processing Facility  
Financial Assurance Instrument – Bond  
Pending Permit No.: 297136-001-WT/02, Sumter County**

Mr. Wick:

Please find enclosed the Financial Assurance Instrument – Bond for the closure costs of American Cement Company, LLC Waste Tire Processing Facility; Pending Permit No.: 297136-001-WT/02.

If you have any questions regarding this financial instrument, please call Mr. David Osmun, VP Finance, at 352-569-5393.

Best Regards  
American Cement Company, LLC

  
Charles Robertson  
Environmental Manager

Copies to: Mr. Cary Cohrs  
Mr. David Osmun  
Mr. William Wall  
Ms. Nancy Gaskin, FDEP

Enclosure: Financial Instrument

STATE OF FLORIDA  
SOLID WASTE MANAGEMENT FACILITY FINANCIAL GUARANTEE BOND  
TO DEMONSTRATE FINANCIAL ASSURANCE

The term "Required Action" as used in this document means closing, long-term care or corrective action, or any combination of these, which is identified below.

Check Appropriate Box(es): ☒ Closing ☐ Long-Term Care ☐ Corrective Action

Date bond executed: February 8, 2010

FEB 16 2010

Effective date: January 19, 2010

Principal is a limited liability company  
Type of Legal Entity (e.g., proprietorship, partnership, corporation)

Southwest District

Principal: American Cement Company, LLC  
Legal Name of Owner or Operator

4750 E C470, P.O. Box 445, Sumterville, FL 33585  
Business Address of Owner or Operator

Surety(ies): Hartford Fire Insurance Company  
Name as listed on Treasury Circular 570

One Hartford Plaza, Hartford, CT 06155  
Business Address

Connecticut

State of Incorporation of Surety

List for each facility covered by this surety bond: FDEP identification number, name & site address, and indicate "Required Action" amounts.

| <u>FDEP I.D. No.</u> | <u>Facility Name and Site Address</u>  | <u>Required Action</u> | <u>Amount</u> |
|----------------------|--|------------------------|---------------|
| 297-001-WT/02        | American Cement Company, LLC<br>4750 E C470, P.O. Box 445<br>Sumterville, FL 33585 | Closing:               | \$ 4,020.00   |
|                      |  | Long-term Care:        | \$            |
|                      |  | Corrective Action:     | \$            |

Total penal sum of bond: \$ 4,020.00

Surety's bond number: 13BSBFQ9243

Bond premium: \$ 100.00

Know All Persons By These Presents, That we, the Principal and Surety(ies) hereto are firmly bound to the Florida Department of Environmental Protection (hereinafter called FDEP), in the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally; provided that, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but if no limit of liability is indicated, the limit of liability shall be the full amount of the penal sum.

WHEREAS, said Principal is required, under the Florida Solid Waste Management Act as amended, to have a permit in order to construct, operate or close each solid waste management facility identified above, and

WHEREAS, said Principal is required to provide financial assurance for the "Required Action," as a condition of the permit(s), and

WHEREAS, said principal shall establish a standby trust fund as is required when a surety bond is used to provide such financial assurance;

NOW, THEREFORE, the conditions of the obligation are such that if the Principal shall faithfully, before the beginning of final closure of each facility identified above, fund the standby trust fund in the amount(s) identified above for the facility,

Or, if the Principal shall fund the standby trust fund in such amount(s) within 15 days after an order to begin closure is issued by the Secretary of the FDEP, or the Secretary's designee (the "designee"), or a U.S. district court or other court of competent jurisdiction,

Or, if the Principal shall provide alternate financial assurance and obtain the FDEP Secretary's, or designee's, written approval of such assurance, within 90 days after the date of notice of cancellation is received by both the Principal and the FDEP Secretary, or designee, from the Surety(ies), then this obligation shall be null and void, otherwise it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above. Upon notification by the FDEP Secretary, or designee, that the Principal has failed to perform as guaranteed by this bond, the Surety(ies) shall place funds in the amount guaranteed for the facility(ies) into the standby trust fund as directed by the FDEP Secretary, or designee.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the Principal and to the Secretary of the FDEP, or designee; however, cancellation shall not occur during the 120 days beginning on the date of receipt of the notice of cancellation by both the Principal and the FDEP Secretary, or designee, as evidenced by the return receipts.

The Principal may terminate this bond by sending written notice to the Surety(ies); provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Secretary of the FDEP, or designee.

Principal and Surety(ies) hereby agree to adjust the penal sum of the bond yearly so that it guarantees a new "Required Action" amount, provided that the penal sum does not increase by more than 20 percent in any one year, and no decrease in the penal sum takes place without the written permission of the FDEP Secretary, or designee.

IN WITNESS WHEREOF, the Principal and Surety(ies) have executed this Financial Guarantee Bond and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies), and that the wording of this surety bond is identical to the wording as adopted and incorporated by reference in Rule 62-701.900, F.A.C.

**PRINCIPAL**

Gary O. Cohrs 2/10/10  
Signature of Authorized Representative of Principal Date

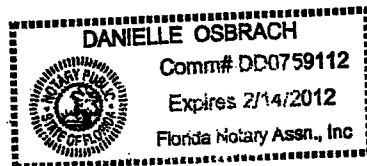
Gary O. Cohrs, President  
Type Name and Title

352-569-5393  
Telephone Number

ccohrs@americancementcompany.com  
E-mail Address

Danielle G. Osbrach  
Signature of Notary

Notary Seal



**CORPORATE SURETY(IES)**

Provide the following for each surety (co-surety). Attach pages as needed.

(SURETY SEAL)

Brian J. Hall  
Signature of Authorized Representative of Surety (Attach Power of Attorney)

Brian J. Hall, Attorney-in-Fact  
Type Name and Title

Hartford Fire Insurance Company  
Surety Company

One Hartford Plaza  
Hartford, CT 06155

Address of Authorized Representative  
856-482-9900

Telephone Number

bhall@mcintyre-group.com  
E-mail Address

N/A

Liability Limit (for co-sureties only)

# POWER OF ATTORNEY

Direct Inquiries/Claims to:

**THE HARTFORD**

BOND, T-4

P.O. BOX 2103, 690 ASYLUM AVENUE  
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835)

Agency Code: 13 652169

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- ☒ Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- ☐ Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- ☐ Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- ☐ Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- ☐ Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- ☐ Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- ☐ Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- ☐ Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of UNLIMITED**

BRIAN J. HALL, ANTHONY TOMASSETTI, ADRIAN MILES, LESLIE J. PASQUINI OF CHERRY HILL, NEW JERSEY

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by ☒, and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*Scott Sadowsky*

Scott Sadowsky, Assistant Secretary

*M. Ross Fisher*

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT

COUNTY OF HARTFORD

ss.

Hartford

On this 3<sup>rd</sup> day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

*Scott E. Paseka*

Scott E. Paseka  
Notary Public

My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of February 8, 2010  
Signed and sealed at the City of Hartford.



*Gary W. Stumper*

Gary W. Stumper, Assistant Vice President

**Producer Compensation Notice**



You can review and obtain information on The Hartford's  
producer compensation practices at [www.thehartford.com](http://www.thehartford.com)  
or at 1-800-592-5717.



## **FLORIDA NOTICE**

### **FLORIDA HURRICANE CATASTROPHE FUND EMERGENCY ASSESSMENT**

The Florida Office of Insurance Regulation has levied an emergency assessment on direct written premiums for all property and casualty lines of business in Florida.

This emergency assessment is to fund obligations, costs and expenses of the Florida Hurricane Catastrophe Fund and the Florida Hurricane Catastrophe Fund Corporation.

This emergency assessment is 1%, and applies to all subject policies and bonds effective on or after January 1, 2007.

We are required by statute and order to collect this emergency assessment and remit it to the State.

This assessment for your policy or bond appears as **FHCF EMER ASSESS CL.**



# Florida Department of Environmental Protection

Southwest District  
13051 North Telecom Parkway  
Temple Terrace, Florida 33637-0926  
Telephone: 813-632-7600

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

Mr. Cary Cohrs, President  
American Cement Company, LLC.  
P.O. Box 445  
Sumterville, FL 33585

January 12, 2010

RE: American Cement Waste Tire Processing Facility  
Financial Assurance Cost Estimates  
Pending Permit No.: 297-001-WT/02, Sumter County

Dear Mr. Cohrs:

This letter is to acknowledge receipt of the closure cost estimates dated December 28, 2009 (January 4, 2009), prepared by American Cement Company, LLC for closing of the American Cement Waste Tire Processing Facility. The revised cost estimates received January 4, 2009 (total for closure \$4,020.00), are **APPROVED for 2010**. The approved estimates are for a total of approximately 80.4 tons of waste tires at the site at any time. The next annual update (revised or inflation-adjusted estimates) is due no later than March 1, 2011.

A copy of these estimates will be forwarded to Mr. Fred Wick, Solid Waste Section, FDEP, 2600 Blair Stone Road, Tallahassee, Florida 32399-2407. Please work with him directly to assess the facility's compliance with the funding mechanism requirements of Rule 62-701.630, F.A.C. Please note that approval of the proof of financial assurance funding shall be required prior to issuance of the above referenced permit. If you have any questions, you may contact me at (813) 632-7600 ext. 375.

Sincerely,

Nancy Gaskin  
Solid Waste  
Southwest District

ndg

cc: Charles Robertson, Environmental Manager, [crobertson@americacementcompany.com](mailto:crobertson@americacementcompany.com)  
Fred Wick/ Frank Hornbrook, FDEP, Tallahassee, w/attachment (via email)  
Susan Pelz, FDEP, Tampa, w/attachment (via email)



## Gaskin, Nancy

---

**From:** Charles Robertson [crobertson@americancementcompany.com]  
**Sent:** Tuesday, January 12, 2010 12:51 PM  
**To:** Gaskin, Nancy  
**Cc:** 'Willie Wall'; 'Cary Cohrs'  
**Subject:** RE: Waste Tire Permit, American Cement Company, LLC

Ms. Gaskin:

We will now obtain the financial instrument.

Thank you,

Charles Robertson

---

**From:** Gaskin, Nancy [mailto:Nancy.Gaskin@dep.state.fl.us]  
**Sent:** Tuesday, January 12, 2010 11:58 AM  
**To:** 'Charles Robertson'  
**Cc:** Wick, Fred; Hornbrook, Frank; Pelz, Susan  
**Subject:** RE: Waste Tire Permit, American Cement Company, LLC

Mr. Robertson,

Please find attached the approval letter for the closure cost estimates for 2010 for the American Cement Waste Tire Processing Facility. A hard copy will be mailed to Mr. Cohrs. Please contact me if you have questions or if you need further information.

Regards,

**Nancy Gaskin**

Solid Waste Section  
FDEP South West District  
13051 N. Telecom Parkway  
Temple Terrace, FL 33637  
(813)632-7600 x 375  
(813)632-7664 FAX  
[Nancy.Gaskin@Dep.State.Fl.us](mailto:Nancy.Gaskin@Dep.State.Fl.us)

*The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.*

**From:** Charles Robertson [mailto:crobertson@americancementcompany.com]  
**Sent:** Tuesday, January 12, 2010 10:28 AM  
**To:** Gaskin, Nancy  
**Cc:** 'Willie Wall'  
**Subject:** Waste Tire Permit, American Cement Company, LLC

Ms. Gaskin:

Please provide me with the status of the Waste Tire Permit and your window to approve the permit. I believe you have received all documentation required to make the permit application complete, plus amended documentation for closure of up to 80.4 tons of waste tires.

I am waiting for your approval of closure costs to go forward with a financial instrument.

Thank you,

Charles Robertson  
Environmental Manager  
(352) 569-2217



December 28, 2009

Dept. of Environmental Protection

JAN 04 2009-2010  
Southwest District  
NOG

Ms. Nancy Gaskin  
Solid Waste Section  
FDEP, Southwest District  
13051 N. Telecom Parkway  
Temple Terrace, FL 33637

**RE: Closure Plan Revision 12-28-2009  
American Cement Company, LLC  
Waste Tire Facility, Pending Permit No.: 297136-001-WT/02  
WACS ID#: 98523**

Please find enclosed the revised Closure Plan showing calculation and financial document information for the closure of up to 80.4 tons of waste tires.

If you have any questions, please contact me at (352) 569-2217.

Best Regards,  
American Cement Company, LLC

Charles Robertson  
Environmental Manager

Copies to: Mr. Cary Cohrs  
Mr. William Wall

Enclosure: Revised Closure Plan

JAN 04 2009

**CLOSING PLAN**

Southwest District

**This section provides a completed closing plan for the facility as required by Rule 62-711.700(2) and (3), F.A.C.**

Proof of financial responsibility as required by Rule 62-711.500(3) sufficient to assure closing of the waste tire site will be provided for the removal of up to 80.4 tons of waste tires. ~~after final storage quantities are established through this permitting process.~~

When the facility is no longer going to function as a waste tire facility, the plant personnel will deny access of waste tire collectors to the facility. ~~A notice will be posted at the entrance to the property indicating that the waste tire processing facility is closed and giving the phone number of the county solid waste authority.~~ Prior to ceasing operation, notification will be provided to the Department, county government, and contracted waste tire generators of the intent to close and the expected time frame. Prior to closing the waste tire facility, any remaining waste tires will be combusted in the cement kiln or up to five (5) trailers, plus the amount of tires in the Tire Feed System when full, or 80.4 tons of tires will be removed from the facility by a registered waste tire collector. ~~and taken to a waste tire processing facility, solid waste management facility authorized to accept waste tires, or a legitimate user of waste tires. Any solid waste associated with the waste tire processing facility will be taken to a permitted solid waste management facility.~~

### *Closure Cost Estimate*

The cost estimate is the amount that would be expended to load, transport, and dispose of waste tires on the site. The costs are based on a third party, who is not a subsidiary or parent company, performing the work. See page 47 of the November 19, 2009 submission of RAI information for closure cost quote.

80.4 @ \$50.00/ton = \$4,020

~~Additional closure costs are for a post closure inspection by a professional engineer registered in Florida, for spills and grading work. Costs for manual labor to clean up the waste tire processing facility and to regrade the facility are also included.~~

~~Site inspection by professional engineer, 4 hours @ \$137/hour = \$548.00~~

~~Report and managing closure, 4 hours @ \$137/hour = \$548.00~~

~~\_\_\_\_\_ \$1096~~

The cost estimates are not required to be certified by a Professional Engineer since the cost is based only on a quote to remove the tires. The cost estimate is re-estimated at least annually and submitted to the Department at least 60 days prior to the anniversary date of the instrument.



1593 Huber Street NW, Atlanta, GA 30318 (1-800-249-5086)

November 18, 2009

American Cement Company  
4750 E County Road 470  
Sumterville, Florida 33585

**To Whom It May Concern:**

In reference to our conversation, Liberty Tire Recycling, LLC is willing and able to clean-up any whole tires that may be on site at the American Cement Company located in Sumterville, Florida in the event your facility no longer consumes tires or discontinues operations:

Liberty Tire Recycling, LLC would collect, transport and dispose of all waste tires left on site for the following cost:

**Waste Tires \$ 50 per ton**

Please let me know if you need any additional information.

Sincerely,

Dewey G. Grantham Jr.  
Division Manager  
Liberty Tire Recycling  
1593 Huber Street NW  
Atlanta, GA 30318