

"PETITION FOR VARIANCE FROM RULE 62-711.500(3)(a), F.A.C."

Per Rule 28-104.002(2):

(a) Petition for Variance from Rule 62-711.500(3)(a), F.A.C.

(b) Petitioner: **E. A. TIRES INTERNATIONAL, CORP.** (WACS 99436)

3729 NW 71st Street,

Hialeah, FL 33147

305 835-2740

(c) Representative: Ernesto Alguera,(President)

13845 sw 26 terrace, Miami FL 33175

786 443 1915/ 786 443 2052

eatires@yahoo.com

(d) Applicable rule Rule 62- 711.500(3)(a), F.A.C.

(e) Statue120.542: Variances and Waivers

(f)The type of action requested: E. A. TIRES INTERNATIONAL, CORP. Located at 3739 NW 71st Street Miami, FL 33147 is requesting a permanent waiver for the financial assurance (letter of credit or bond) as required by the Florida Department of Environmental Protection([Rule62-701.710\(7\)\(b\),F.A.C](#)

(g) Our petition is based on the fact that we are a very small business with a 5,000sq ft warehouse, maximum capacity of storage for 3,000 tires and a required financial assurance of \$5,000 which has been made to comply under the same [Rule62-711.500,F.A.C](#) that applies major waste processing facilities which exceed a financial assurance of \$10,000 or more based on the amount processed at their location. The costs for maintaining financial assurance are significant (compared to the amount of financial assurance) and should the FDEP require the use of the funds, bank fees are likely to deplete the fund before FDEP could actually use the funds, minimizing its value to the FDEP. We request that the variance remain in place as long as the number of tires never exceeds the current permit.

(h) By releasing us from the stated financial assurance required , it would greatly benefit our "small business" by investing the money in much needed technology for our industry and by this means improve the quality and service of our business.

(i) We request that the variance remain in place as long as the number of tires never exceeds the current permit.

Per 120. 542 (5):

- (a) Rule from which a variance or waiver is requested: Rule 62-711.500(3)
- (a), F.A.C.
- (b) The type of action requested; Removal of financial assurance requirement.
- (c) If we were a MRF, we would be exempt per Rule 62-711.500. F.A.C. Value to state is minimal due to trust cost.
- (d) By releasing us from the stated financial assurance required , it would greatly benefit our "small business" by investing the money in much needed technology for our industry and by this means improve the quality and service of our business.

Mr.Dilmore, I thank you beforehand for giving me the opportunity to state my case before you. I would greatly appreciate if you could review my request promptly since my Letter of credit needs to be replaced at the end of September and due to an illness I was unable to write the request before since today is my first day back at work.

Sincerely,



Ernesto Alguera

E.A. Tires International, Corp.

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