



Florida Department of Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

August 22, 2008

Mr. Daniel Gray
Manatee County Government
4410 66th Street West
Bradenton, Fl. 34210

RE: Lena Road Waste Tire Processing Facility
Pending Permit No.: 126654-003-WT/06
WACS ID#:44795

Dear Mr. Gray:

This is to acknowledge receipt of your permit renewal application dated July 21, 2008 (received July 24, 2008) prepared by PBS&J, to continue operation of a waste tire processing facility (WTPF) referred to as the Lena Road Waste Tire Facility, located at 3333 Lena Road, Bradenton, Manatee County, Florida.

This letter constitutes notice that a permit will be required for your project pursuant to Chapter(s) 403, Florida Statutes. Your application for permit modification is incomplete. This is the Department's first request for information. Please provide the information listed below promptly. Evaluation of your proposed project will be delayed until all requested information has been received.

The following information is needed in support of the solid waste permit application [Chapter 62-701, Florida Administrative Code (F.A.C.)].

1. **Application Form** Rule 62-711.530(6)F.A.C.

a. Part I, Section A, Item 7. Item A.7 on the application form indicates that no enforcement actions have been taken by the Department related to this solid waste management facility. Although no enforcement actions have been taken regarding the WTPF a review of Department files indicates that enforcement action (OGC# 00-1305) was taken against the Lena Rd Landfill. Please revise the application form appropriately and provide a brief description of the issues and resolution of the case.

b. Part I, Section B, Item 7. Please clarify that the facility location coordinates listed in this section are for the new WTPF location.

c. Part I, Section B, Items 8 & 9. Please revise the application form to include these dates.

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d. Part II, Section F. Please provide the Department a copy of the Waste Tire Processing Permit(or permit number) for the MTR Recyclers WTPF that processes the tires removed from Lena Road. Please also provide a copy of the Waste Tire Collector registration number.

e. Part III, Section A, Item 1. Please provide an updated topographic or section map that is no more than 1 year old.

2. **Storage** Rule 62-711.540 F.A.C.

a. Section 2.2 Please specify whether a wall was constructed around portions of the new waste tire pad.

b. Section 2.7 Please provide information as to how the county will provide mosquito and rodent control to meet the requirements of Rule 62-711.540(1)(j),F.A.C.

c. Section 2.9 Please note that the emergency notification procedures for the landfill require Department notification within one week of an emergency/failure. Please verify that the notification time referenced in this section of two weeks is correct as this differs from the landfill procedures.

3. **Processing** Rule 62-711.530 F.A.C. Section 2.10. Please specify whether any tire de-rimming takes place on-site. If not, please clarify the disposition of tires received on rims.

4. **Closure** 62-711.500(3) F.A.C. Please provide a copy of the third-party estimate from MTR Recyclers that was used to calculate the closure cost.

5. **Emergency Preparedness** Rule 62-711.540(e) F.A.C.

a. Item 3 on page 1. Please revise this section to include the current waste tire processing area.

b. Item 6 on page 1. Please specify a time frame for residual cleanup once a fire has been extinguished.

c. Item 7 on page 1. Please revise this section to list the current Department phone number.

This staff assessment is preliminary and is designed to assist in the review of the application prior to final agency action. The comments provided herein are not the final position of the Department and may be subject to revision pursuant to additional information and further review.

Please respond by September 17, 2008, responding to all of the information requests and indicating when a response to any unanswered questions will be submitted. If the response will require longer than **the date noted above**, you should develop an alternate specific time

table for the submission of the requested information for Department review and consideration. Pursuant to the provisions of Rule 62-4.055(1), F.A.C., if the Department does not receive a timely, complete response to this request for information the Department may issue a final order denying your application. A denial for lack of information or response will be unbiased as to the merits of the application. The applicant may reapply as soon as the requested information is available. You are requested to submit your responses to this letter together, as one complete package. Please contact me at (813)632-7600 ext. 375 if you have any questions.

Sincerely,



Nancy D. Gaskin
Solid Waste Program
Southwest District

sjp

cc (via email):

Gus Difonzo, Manatee County Government, (email:Gus.Difonzo@mymanatee.com)
Joe Miller, P.E., PBSJ, (email: jmilller@pbsj.com)
Fred Wick, FDEP Tallahassee (email)
Steve Morgan, FDEP Tampa (email)
Susan Pelz, FDEP Tampa (email)

