



FLORIDA DEPARTMENT OF Environmental Protection

Northeast District
8800 Baymeadows Way West, Suite 100
Jacksonville, FL 32256

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

June 11, 2020

Transmitted via email to: sam_hana_1@yahoo.com

In the Matter of an
Application for Permit by:

DEP File Number: 334548-002
Facility WACS I.D. Number: 102353
Tire Depot USA, Inc.
Waste Tire Processing Facility
Duval County – Solid Waste Permitting

Mr. Sameer Hanania, President
Tire Depot USA, Inc.
1104 Cassat Avenue
Jacksonville, Florida 32205

NOTICE OF PERMIT ISSUANCE

Enclosed is the State of Florida Department of Environmental Protection (DEP or Department) Permit Number 334548-002-WT to continue to operate Tire Depot USA, Inc. as a Waste Tire Processing Facility (Facility) to receive, sort by condition and size, clean, temporarily store, resale good used tires, and dispose of junk tires. This Permit is issued pursuant to Chapter 403, Florida Statutes (F.S.) and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-701, and 62-711.

This Permit is final and effective on the date filed with the Clerk of the Department unless a petition is filed or unless a request for an extension of time in which to file a petition is filed within the time specified for filing a petition, and conforms to Rule 62-103.070, F.A.C. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by this permit may petition for an administrative proceeding (hearing) in accordance with Section 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of DEP at 3900 Commonwealth Boulevard MS #35, Tallahassee, Florida 32399-3000, within 14 days of receipt of this Permit. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information:

(a) The name, address, and telephone number of each petitioner, the applicant's name and address, DEP Permit File Number and the county in which the project is proposed;

- (b) A statement of how and when each petitioner received notice of DEP's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by DEP's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrants reversal or modification of DEP's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of DEP's action or proposed action; and
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants DEP to take with respect to DEP's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, DEP's final action may be different from the position taken by it in this permit. Persons whose substantial interests will be affected by any decision of DEP with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this notice in the Office of General Counsel at the above address of DEP. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

When the Order (Permit) is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, F.S., by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of DEP in the Office of General Counsel, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of DEP.

Mediation is not available for this permit renewal.

Executed in Duval County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Brian Durden
Environmental Manager



FLORIDA DEPARTMENT OF Environmental Protection

Ron DeSantis
Governor

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Secretary

Northeast District
8800 Baymeadows Way West, Suite 100
Jacksonville, FL 32256

Permit Issued to:

Sameer Hanania, President
Tire Depot USA, Inc.
1104 Cassat Avenue
Jacksonville, Florida 32205
Email address: sam_hana_1@yahoo.com
Phone No.: 904.647.8505

Facility WACS I.D. No.: 102353
Tire Depot USA, Inc.
1104 Cassat Avenue
Jacksonville, Florida 32205
Jacksonville, Duval County, Florida

Contact Person:
Sameer Hanania, President
1104 Cassat Avenue
Jacksonville, Florida 32205
Email address: sam_hana_1@yahoo.com
Phone No.: 904.647.8505

Solid Waste Operation Permit – Waste Tire Processing Facility
Permit No.: 334548-002-WT
Replaces Permit No.: 334548-001-WT

Permit Issued: June 11, 2020
Permit Renewal Application Due Date: 61 days before expiration
Permit Expires: June 11, 2025

Permitting Authority
Florida Department of Environmental Protection
Northeast District Office
8800 Baymeadows Way West, Suite 100
Jacksonville, Florida 32256
Phone No.: 904.256.1700
Fax No.: 904.256-1587

SECTION 1 - SUMMARY INFORMATION

A. Authorization

The Permittee is hereby authorized to operate a waste tire processing facility in accordance with the specific and general conditions of this Permit and any documents attached to this Permit or specifically referenced in this Permit and made a part of this Permit. This solid waste operation permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.) and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-701, and 62-711. This Permit does not relieve the Permittee from complying with any other appropriate local zoning or land use ordinances or with any other laws, rules or ordinances. Receipt of any permit from the Department does not relieve the applicant from obtaining other federal, state, and local permits and/or modifications required by law, including those from other sections within the Department or of the Water Management District.

B. Facility Location

The Tire Depot USA, Inc. facility (Facility) is located on the property of 0.7 acres at 1104 Cassat Avenue in Jacksonville, Duval County, Florida. The location is further identified as latitude 30°18'24" and longitude 81°43'50", which is located in Section 30, Township 2 South, Range 26 East. A Location Map of the Facility is provided as ATTACHMENT 1. A Site Plan of the Facility is provided as ATTACHMENT 2.

C. Facility Description

The Tire Depot USA, Inc is a new and used tire sales facility. The Facility receives waste tires, which are inspected and sorted into two classes - reusable and not reusable tires. Reusable tires are cleaned, repaired/refurbished, sorted by size, and placed into inventory for retail sale. Some reusable tires are painted and patched at the Facility if it is necessary. Reusable tires are stacked outdoors in multiple rows by sizes (approximate location of rows is provided in ATTACHMENT 2). Not reusable tires are placed in the Junk Pile and shipped to a processing facility (currently it is Klean Tires Recycling, Inc.).

D. Appendices Made Part of This Permit

APPENDIX 1 – General Conditions

APPENDIX 2 – Approved Application Documents

E. Attachments Made Part of This Permit

ATTACHMENT 1 - Location Map

ATTACHMENT 2 - Site Plan

SECTION 2 - SPECIFIC CONDITIONS

A. Administrative Requirements

1. Documents Part of This Permit. The Permit Application **as finally revised, replaced or amended** in response to the Department's Request(s) for Additional Information are contained in the Department's files and are made a part of this permit. Those documents that make up the complete Permit Application are listed in APPENDIX 2.
2. Permit Modification. Any change to operation requirements of this Permit may require a modification to this Permit, in accordance with the provisions of subsection 62-701.320(4), F.A.C.
3. Permit Renewal. In order to ensure uninterrupted operation of this Facility, a timely and sufficient permit renewal application must be submitted to the Department in accordance with Rule 62-701.320(10), F.A.C. A permit application submitted at least 61 days prior to the expiration of this Permit is considered timely and sufficient.
4. Transfer of Permit or Name Change. In accordance with subsection 62-701.320(11), F.A.C., the Department must be notified in writing within 30 days: (1) of any sale or conveyance of the Facility; (2) if a new or different person takes ownership or control of the Facility; or (3) if the Facility name is changed.

B. Construction Requirements

Construction Requirements are not applicable to this Facility as it is constructed.

C. Operation Requirements

1. General Operating Requirements. The Permittee shall operate the Facility in accordance with the approved Operations. The Department shall be notified before any changes, other than minor deviations, to the approved operations are implemented in order to determine whether a permit modification is required.
2. Authorized Waste and Material Types. The Facility is authorized to manage only the following:
 - a) Waste and used tires as defined in Rule 62-701.200, F.A.C.
3. Unauthorized Waste Types. The Facility is not authorized to accept or manage any waste types not listed in C.2., above. Any unauthorized waste inadvertently received by the Facility shall be managed in accordance with the approved operations.
4. Maximum Storage Quantities. The maximum amount of used and junk tires at the Facility shall not exceed 70 tons (7,000 Passenger Tire Equivalents (PTE)).

5. Facility Capacity. If the Facility has reached its permitted capacity for storage of wastes or recyclable materials, the Permittee shall not accept additional waste for processing until sufficient capacity has been restored.
6. Storage and Management. All used tires shall be managed in accordance with the sequential steps as described in Document 2 and shall be stacked in multiple rows about three to six feet tall as indicated on ATTACHMENT 2. Waste tire pile shall be no greater than 15 feet height at any time. The Permittee shall maintain at least a 3-foot wide separation between tire piles and the perimeter fence on the northern and eastern sides, and a 4-foot wide separation between tire piles and the perimeter fence on the southern and western sides the Facility as indicated on ATTACHMENT 2. Also, the Permittee shall meet the Jacksonville Fire Rescue Department's standards and shall keep the Facility free of grass, underbrush, and other potentially flammable vegetation at all times.
7. Contingency Plan and Notification of Emergencies. The Permittee shall notify the Department in accordance with the approved Contingency Plan. Notification shall be made to the Department's Northeast District, 8800 Baymeadows Way West, Suite 100, Jacksonville, Florida 32256 or at phone 904.256.1700.
8. Quarterly Reports. The Permittee shall record and maintain for three years the information collected under subsection 62-711.530(4), F.A.C. In addition, The Permittee shall submit quarterly reports to the Department that summarize the information required in subsections 62-711.530(4) and 62-711.530(5), F.A.C. The reports shall be submitted on DEP Form 62-701.900(21), on the 20th of the month following the close of each calendar quarter to the Department of Environmental Protection, Northeast District, 8800 Baymeadows Way West, Suite 100, Jacksonville, Florida 32256, with a copy to the Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399.
9. Operations Involving Use of Open Flames. No operations involving the use of open flames shall be conducted within 25 feet of a waste tire pile per paragraph 62-711.540(1)(b), F.A.C.
10. Fire Safety Survey. The Permittee shall conduct the fire safety survey at least annually in accordance with paragraph 62-711.540(1)(d), F.A.C.
11. Emergency Preparedness Manual. The Permittee shall maintain and update the Emergency Preparedness Manual in accordance with paragraph 62-711.540(1)(e), F.A.C.
12. Records. The Permittee shall maintain records of the quantity of waste tires received, stored, and shipped from the Facility in accordance with paragraph 62-711.540(1)(g), F.A.C.
13. Mosquitoes and Rodents Control. The Permittee shall provide control of mosquitos and rodents in order to protect the public health and welfare in accordance with paragraph 62-711.540(1)(j), F.A.C.

PERMITTEE NAME: Tire Depot USA, Inc.
FACILITY NAME: Tire Depot USA, Inc.

PERMIT No.: 334548-002-WT
Facility WACS I.D.: 102353

D. Water Quality Monitoring Requirements

Water quality monitoring is not required for this Facility.

E. Closure Requirements

In the event of closure of the Facility, the Permittee shall be responsible for the removal of all reusable and not reusable tires as required by Chapter 62-711, F.A.C.

F. Financial Assurance and Cost Estimates

Financial Assurance is not required for this Facility based on the Order Granting Waiver, OGC No. 15-0293, issued on the June 16, 2015.

Executed in Duval County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Brian Durden
Environmental Manager

APPENDIX 1

General Conditions

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "permit conditions" and are binding and enforceable pursuant to Sections 403.141, 403.161, 403.727, or 403.861, Florida Statutes. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of rights, nor any infringement of federal, State, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
 - (a) Have access to and copy any records that must be kept under conditions of the permit;
 - (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and

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(c) Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules. Reasonable time may depend on the nature of the concern being investigated.

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:

(a) A description of and cause of noncompliance; and

(b) The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Sections 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

11. This permit or a copy thereof shall be kept at the work site of the permitted activity.

12. The permittee shall comply with the following:

(a) Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.

(b) The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.

(c) Records of monitoring information shall include:

1. the date, exact place, and time of sampling or measurements;

APPENDIX 1

2. the person responsible for performing the sampling or measurements;
3. the dates analyses were performed;
4. the person responsible for performing the analyses;
5. the analytical techniques or methods used;
6. the results of such analyses.

13. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

APPENDIX 2

Approved Application Documents

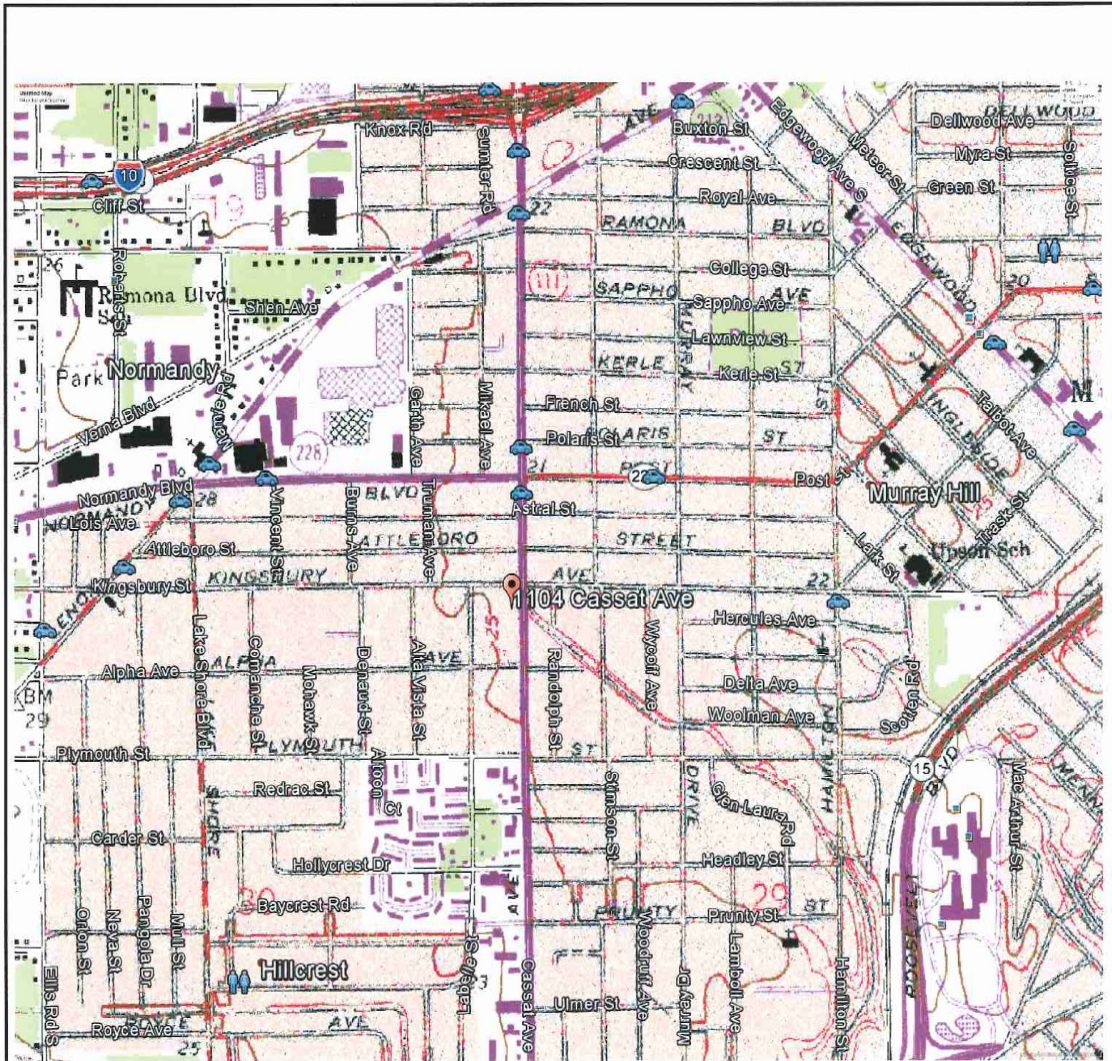
The following documents were provided with the subject permit renewal application (DEP file number 334548-002):



Document 1 – *DRAFT of Waste Tire Processing Facility Permit Application for Tire Depot USA, Inc.*, prepared by Encon Consulting, LLC, signed and sealed by Paul W. Porter, P.E., dated and received on June 2, 2020.

Document 2 – *Waste Tire Processing Facility Permit Application for Tire Depot USA, Inc.*, prepared by Encon Consulting, LLC, signed and sealed by Paul W. Porter, P.E., dated June 2, 2020 and received on June 10, 2020.


ATTACHMENT 1

LOCATION MAP



<p>JACKSONVILLE, FLORIDA QUADRANGLE</p> <p>DATED 1992</p>	<p>7.5 MINUTE SERIES (TOPOGRAPHIC)</p> <p>CONTOUR INTERVAL 10 FEET</p>	  <p>QUADRANGLE LOCATION</p>
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TOPOGRAPHIC SITE LOCATION MAP

	<p>TIRE DEPOT USA, INC. 1104 CASSAT AVENUE JACKSONVILLE, DUVAL COUNTY, FLORIDA</p>	<p>DRAWN BY: EDB</p> <p>REFERENCE: MAP OF JACKSONVILLE, FLORIDA PREPARED BY: U.S. GEOLOGICAL SURVEY</p>
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