



# 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

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

October 14, 2008

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 the additional information dated September 11, 2008 (received September 15, 2008) 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 **second** 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. **No additional information is requested for this item.**
  - b. Part I, Section B, Item 7. **No additional information is requested for this item.**

*"More Protection, Less Process"*  
[www.dep.state.fl.us](http://www.dep.state.fl.us)

c. Part I, Section B, Items 8 & 9. Item B.8. was revised to indicate that construction of the new waste tire facility would be complete in October 2008. However, Response #1.c. states, "the construction is complete as shown by the photograph on the cover of this application to renew the operation permit." Since the application was submitted in July 2008, and the photograph represents the completed construction, Item B.8 seems to be inaccurate. Please specify the completion date for the construction of the new waste tire facility.

d. Part II, Section F. As previously requested, 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 the Lena Road Landfill. Please also provide a copy of the Waste Tire Collector registration number. The general permit submitted was for a mobile tire shredder issued to O Blum Tire Disposal, in Milton Florida. The correspondence submitted between SEKO, Inc. (in Texas & Tennessee) and CEMEX (in Brooksville) does not state a relationship with MTR Recyclers and is not a permit for MTR Recyclers to operate a waste tire processing facility. The Waste Tire Collector Registration Notification provided is for MTR of Georgia, Inc.

e. Part III, Section A, Item 1. **No additional information is requested for this item.**

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

a. Section 2.2 Although Response #2.a. identifies a photograph of the new wall on the permit application document cover, the original permit drawings for the new facility do not include a wall. Please revise plan sheet 2/2 titled "Waste Tire Facility Sections & Details Permit Renewal Application" to show this wall.

b. Section 2.7 **No additional information is requested for this item.**

c. Section 2.9 **No additional information is requested for this item.**

**3. Processing Rule 62-711.530 F.A.C. Section 2.10. No additional information is requested for this item.**

**4. Closure 62-711.500(3) F.A.C.** Please provide a copy of the current third-party estimate from MTR Recyclers that was used to calculate the closure cost, or provide a revised closure cost estimate. The estimate submitted was generated by MAC Tire Recyclers and Response 4 indicates that it is from MTR Recyclers. Please note also that the quote must be no more than 1 year old.

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

- a. Item 3 on page 1. **No additional information is requested for this item.**
- b. Item 6 on page 1. Since the tire fire residues are not proposed to be removed for as much as 7 days after an incident, please explain how impacts to groundwater will be minimized from these discharges.
- c. Item 7 on page 1. **No additional information is requested for this item.**

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 November 11, 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)