

Florida Department of
Environmental Protection

FILE

Memorandum

TO: Luna Ergas, OGC/TLH

THROUGH: Carlos Rivero-deAguilar, Director of District Management, SED
W Vivek Kamath, Waste Programs Administrator, SED
Lee Hoefert, Supervisor, SW/SED

FROM: Joseph Lurix, SED

DATE: March 31, 1997

SUBJECT: Florida Tire Recycling (FTR)
Range Line Road
Port St. Lucie

REF: Stipulation for Settlement and Consent Final Judgment (CFJ)
Case NO. 93-895 CA
ITEM 10 F

In accordance with the terms of the CFJ executed January 14, 1994, ITEM 10F requires that FTR shall create a financial responsibility trust fund for which the Department is the sole beneficiary and FTR shall deposit \$50,000.00 in cash, or, if available to FTR, a \$50,000.00 surety, in the form of one of the approved financial mechanisms adopted by Department rule (in addition to the \$15,000.00 letter of credit submitted with FTR's 1989 application). Furthermore, FTR shall deposit \$4,000.00 per month or 5% of the monthly tipping fee revenues generated at the Port St. Lucie site each month, whichever is greater, into the trust fund until either all whole and processed tires are removed from the site or FTR meets the financial responsibility requirements of a waste tire processing permit for the St. Lucie County site, whichever occurs first.

Since adoption, FTR did deposit the \$50,000.00 into the trust fund and FTR has continued to deposit the monthly sum of \$4,000.00 as required by the CFJ into the trust fund. The last quarterly report that I have received from FTR's financial institution is for the fourth quarter of 1996 from First National Financial Services Group, Account Number 33-0206-00, totaling \$190,690.19 in the account.

On March 27, 1997, our office received an updated closure cost estimate from FTR in accordance with Department rules. The closure cost estimate is for \$326,917.00. I have reviewed the estimate and I concur with the estimate as submitted. FTR has stated that they will be forwarding the original financial mechanism to the solid waste section in Tallahassee for review and approval.

After approval of the financial mechanism by the solid waste staff in Tallahassee, please amend the CFJ deleting ITEM 10 F. All other terms of the Stipulation and CFJ should remain in tact. A copy of their letter and closure cost estimate request was faxed to you previously.

cc: Marion Hedgepeth, SLERP/SED
Frances Keith, SW/TLH

I N T E R O F F I C E M E M O R A N D U M

Date: 31-Mar-1997 02:21pm EST
From: Joe Lurix WPB
LURIX_J
Dept: Southeast District Office
Tel No: 561/681-6669
SUNCOM: 226-6669

TO: Frances Keith TAL

(KEITH_F @ A1 @ DER)

CC: Luna Ergas TAL

(ERGAS_L @ EPIC6A1 @ EPIC9)

CC: Vivek Kamath WPB

(KAMATH_V)

CC: Lee Hoefert WPB

(HOEFERT_L)

Subject: FTR CCE

Frances,

Florida Tire Recycling, Inc.
9675 Range Line Road
Port St. Lucie

GMSID #: 5156P00818

SUB: Closure Cost Estimate - dated 3-27-97

On March 27, 1997, we received a closure cost estimate via facsimile from Florida Tire Recycling that is signed and sealed by a professional engineer registered in the State of Florida. The estimate is based upon loading, hauling and disposal of the waste tires at the site by a third party performing the work. After careful review and consideration, I concur with these estimates as submitted. A hard copy of this memo and the estimates are in the mail to you. A faxed copy of the CCE is being sent to you today.

The CCE is for \$326,917.00. By copy of this to Luna Ergas of OGC, I will prepare a memo through our office to OGC for a modification of the CFJ on this item. I will notify FTR to send the financial mechanism to you today.



Florida Tire Recycling, Inc.

March 27, 1997

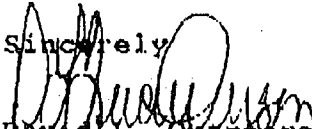
Joe Lurix, Engineer
Solid Waste Programs
Department of Environmental Protection
P.O.Box 15425
West Palm Beach, FL 33416

Re: Closure Costs

Dear Joe,

Attached is an updated projection on closing costs certified by our engineer. I look forward to discussing this with you.

Sincerely,


David L. O'Harterson
Chief Operating Officer

DLQ:ms
Copy via fax
Original via FedEx

Providing An Environmental Solution

9675 Range Line Road • Port St. Lucie, Florida 34987 • (407) 465-0477 • FAX (407) 489-2124

**CONFIDENTIAL****Joseph T. Friscia, P.E., INC.**

679 S.W. Whitmore Dr. • Port St. Lucie, Florida 34984 • (561)340-4990 • Fax (561)340-7996

March 27, 1997

Joe Lurix, Engineer
 Solid Waste Programs
 Department of Environmental Protection
 P.O. Box 15425
 West Palm Beach, FL 33416

Re: Closure Costs
 Florida Tire Recycling, Inc.
 Waste Tire Processing Facility
 9675 Range Line Road
 Port St. Lucie, FL 34987

Dear Mr. Lurix,

I have reviewed the closure cost estimates relative to the above referenced facility. Those costs are as follows:

- | | |
|---|------------|
| 1. Post notice of closure at an alternate disposal site. | \$ 250.00 |
| 2. Notify the FDEP and the St. Lucie County Board of County Commissioners. | 30.00 |
| 3. Remove resalable waste tires to retreading or resale locations | 0.00 |
| 4. Dispose of processed waste tires at an FDEP permitted landfill. | |
| a. Loading at \$1.05 per ton x 20,504 tons per Triple E quote attached as Exhibit 1. | 21,529.00 |
| b. Transportation at \$6.00 per ton x 20,504 tons per L&A Trucking quote attached as Exhibit 2. | 123,024.00 |
| c. Disposal at Pine Ridge Landfill at \$8.00 per ton x 20,504 tons (converted at 1,000 lbs/yard per Pine Ridge quote attached as Exhibit 3. | 164,032.00 |

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5. Clean and scrape stabilized areas used
for above ground storage of used tires per
Triple E quote attached as Exhibit 1.

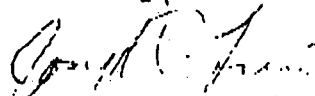
18,052.00

Total Closure Costs

\$326,917.00

Please call if you have any questions.

Sincerely,



Joseph T. Friscia, P.E.

4/27/97

Joseph T. Friscia, P.E., INC.



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Equipment Sales Corp.**CONFIDENTIAL**

938 Main St.
 Marshfield, MA 02050
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 Fax: (617) 857-8821

25301 S.W. Martin Hwy.
 Okeechobee, FL 34974
 Tel: (407) 897-4882
 Fax: (407) 897-4885

March 26, 1997

Florida Tire Recycling, Inc.
 9675 Range Line Road
 Port St. Lucie, FL 34987

Gentlemen,

Please find below, our proposal to perform the site closure work at your facility which we discussed recently:

Supply labor and equipment to load tire shreds (Minimum to cover set-up - \$1,000)	\$1.05/ton
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Supply labor and equipment to scrape and leave clean ground on which tire shreds are stored. (Disposal by others)	\$18,052.00
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Should you accept our proposal and require these services, we would require a 10% deposit to mobilize the necessary equipment to your site. Billing will be monthly and will be due upon presentation.

Thank you for the opportunity to quote on this work.

Sincerely,


 William Keefe
 General Manager

WK:ms

L & A TRUCKING
674 SW Montana Terrace
Port Saint Lucie, FL 34953
(407) 595-8288 (407) 340-3803

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March 27, 1997

To: Florida Tire Recycling, Inc.
9675 Range Line Road
Port St. Lucie, FL 34987

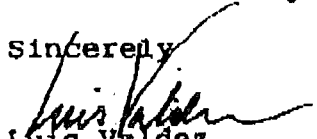
Gentlemen,

This is to confirm that we will haul shredded tires from your facility on Range Line Road as follows:

1. The Chambers Landfill, Berman Road, Okeechobee as a rate of one dollar (\$1.00) per ton.
2. To the Wheelabrator plant in Auburndale, Florida at a rate of six dollars (\$6.00) per ton.
3. To the Pine Ridge Landfill on Route 545 south of Oakland at a rate of six dollars (\$6.00) per ton.

Please call if you have any questions.

Sincerely,

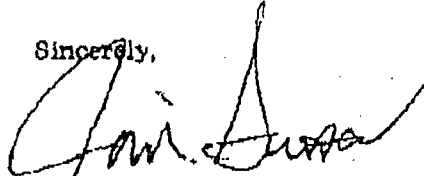

Luis Valdez

Memorandum

To: Florida Tire Recycling, Inc.
From: Sanifill of Florida, Orlando Office
cc: David Quarterston
Bobby Brown
Date: Monday, March 31, 1997
Subject: Disposal Quotation

Per our phone conversation, Thursday, A. M., March, 27, 1997, and based on the minimum of 12 to 14 thousand cubic yards of shredded tires you described, we are prepared to offer your company a \$4.00 per yard rate for disposal at Pine Ridge Recycling and Disposal Facility. Thank you for your inquiry. We are looking forward to doing business with you in the future.

Sincerely,



Jim Swan, Division Manager
Sanifill of Florida