



Florida Tire Recycling, Inc.

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DEPT. OF ENVIRONMENTAL REG.
WEST PALM BEACH

June 30, 1992

(FACSIMILE TRANSMISSION/MAIL)

Carol Meeds
FLORIDA DEPARTMENT OF ENVIRONMENTAL REGULATION
Southeast District
1900 Congress Avenue, Suite A
West Palm Beach, Fl. 33406

RE: PENALTY (ITEMS #1 AND #2)

Dear Ms. Meeds:

Once again, thank you for your continued co-operation in providing the "Waste Tire Violation" matrix which you used to compute the penalties on your "Worksheet".

While we accept the matrix amount of \$9,000 assessed for violation #1 and #2, we respectfully submit that the adjustment is not accurate.

Based on the representation that shredded material was not included in the penalty computation, that the adjustment reflected a penalty for waste tires stored beyond the limit permitted by the regulations, and that DER calculated that the amount stored exceeded the limit by 25%, we believe the adjustment penalty is not accurate for the reasons outlined below:

17-711.530 Section (2) states, "The storage limit for processing facilities is 30 times the daily through-put for the processing equipment used." Accordingly:

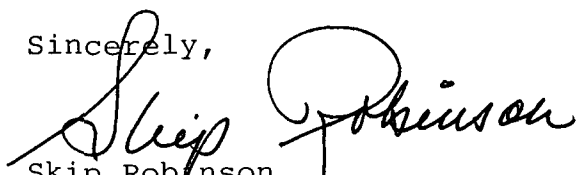
1. FTR's 2 Mac Saturn Shredders have a stated capacity of 10 tons/hour,
2. FTR works 9 hours each day,
3. FTR's daily through-put is 180 tons (9 hours x 10 tons x 2 machines),
4. Therefore, FTR's storage limit is 5,400 tons (30 x 180 tons).

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Ms. Carol Meeds
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As expressed in our letter of June 23, 1992, there were approximately 2,500 tons of waste tires on the property, substantially less than the 5,400 tons permitted. Therefore, the Company did not exceed its storage limit, and the adjustment should be zero.

We appreciate the opportunity to comment and to provide information in this process. We look forward to a continuing dialogue.

Sincerely,


Skip Robinson,
FLORIDA TIRE RECYCLING, INC.

cc James R. Brindell