



Florida Department of Environmental Regulation

Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400

Bob Martinez, Governor

Dale Twachtmann, Secretary

John Shearer, Assistant Secretary

December 13, 1990

Mr. John J. Wilson
Secretary-Treasurer
Florida Tire Recycling, Inc.
10151 Range Line Road
Port St. Lucie, Florida 34987

St. Lucie Co.
Permit File

RECEIVED
JAN 8 1991
Dept. of Environmental Reg.
West Palm Beach

RE: GMS5156P00818 - Florida Tire Recycling, Inc.

Dear Mr. Wilson:

A file review conducted to determine if Letter of Credit No. 1989-27 meets the minimum requirements of Rule 17-701.076, F.A.C. revealed the wording of the credit is unacceptable, the amount may be inadequate and no standby trust fund agreement accompanied the letter of credit.

When demonstrating financial responsibility using a letter of credit it must be on a department approved form (17-701.076(7)(a), F.A.C.). The letter of credit submitted is not on a department approved form and is worded incorrectly. The credit amount must be for the department approved, current dollar, closure cost estimate. Since no updated estimate exists, it is impossible to determine if the credit amount (\$15,000) is adequate. Also, when using a letter of credit the owner must establish a standby trust fund in accordance with 40 CFR 264.143(d)(3). This has not been done.

Enclosed is a copy of 17-701.076, F.A.C., 17-711, F.A.C., 40 CFR Part 264 Subpart H, and Forms 17-701.130(11)(a) and 17-701.130(11)(h) for your convenience. Both forms need to be completed by you and the issuing institution. Form 17-701.130(11)(a) needs to be identified as amendment #1 to Letter of Credit 1989-27. Upon completion, please return the forms to me. Also, send a copy of the department approved, current dollar, closure cost estimate. If no cost estimate exists, submit one to the Southwest District Office for their review and approval.

Please send the above requested information to me at the letterhead address immediately. If you have any questions, call me at 904/922-6104.

Sincerely,

Fred J. Wick
Fred J. Wick
Environmental Specialist

FJW

cc: Joe Lurix