



# Department of Environmental Protection

Jeb Bush  
Governor

Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

Colleen Castille  
Secretary

May 18, 2006

Mr. Brian Dick  
Vice-President Southeast Region  
Atlantic Industrial Services  
11234 Adobe Trail  
Frisco, Texas 75034

OCD-HW/E-06-0128

Marion County – HW  
Atlantic Industrial Services  
Executed Short Form Consent Order 06-0986

Dear Mr. Dick:

Enclosed is a copy of the executed Short Form Consent Order, OGC Case No. 06-0986, prepared by the Department resolving alleged violations of used oil and hazardous waste regulations. Please be aware, Atlantic Industrial Services must maintain compliance with Department regulations at all times.

If you have any questions, please contact me at [john.white@dep.state.fl.us](mailto:john.white@dep.state.fl.us) or at (407) 893-3323.

Sincerely,

John White  
Environmental Specialist

jw



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3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

Colleen Castille  
Secretary

SENT VIA E-MAIL  
bdick@aiscn.com

## SHORT FORM CONSENT ORDER

Mr. Brian Dick  
Vice-President Southeast Region  
Atlantic Industrial Services  
11234 Adobe Trail  
Frisco, Texas 75034

OCD-HW/E-06-0102

SUBJECT: Proposed Settlement of Atlantic Industrial Services, Marion County  
OGC File No.: 06-0986

Dear Mr. Dick:

The purpose of this letter is to complete the resolution of the matter previously identified by the Department in the Warning Letter dated March 13, 2006, a copy of which is attached. The corrective actions required to bring your facility into compliance have been performed. The Department finds that you are in violation of used oil permit 161967-HO-003 specific condition 2(b) or Part V, Preparedness and Prevention / Contingency Plan Requirements. In order to resolve the matters identified in the attached Warning Letter, you are assessed civil penalties in the amount of \$330.00 along with \$100.00 to reimburse the Department costs, for a total of \$430.00.

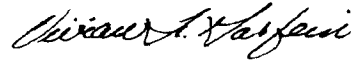
The civil penalties are apportioned as follows: \$330.00 for violation of used oil permit 161967-HO-003 specific condition 2(b) or Part V, Preparedness and Prevention / Contingency Plan Requirements and Title 40 CFR 279.52(b)(4).

The Department acknowledges that the payment of these civil penalties by you does not constitute an admission of liability. This payment must be made payable to the Department of Environmental Protection by cashier's check or money order and shall include the OGC File Number 06-0986 assigned above and the notation "Ecosystems Management and Restoration Trust Fund." Payment shall be sent to the Department of Environmental Protection, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803, within 30 days of your signing this letter.

Your signing this letter constitutes your acceptance of the Department's offer to resolve this matter on these terms. If you elect to sign this letter, please return it to the Department at the address indicated above. The Department will then countersign the letter and file it with the Clerk of the Department. When the signed letter is filed with the Clerk, the letter shall constitute final agency action of the Department which shall be enforceable pursuant to Sections 120.69 and 403.121, Florida Statutes.

If you do not sign and return this letter to the Department at the District address by May 16, 2006, the Department will assume that you are not interested in settling this matter on the above described terms, and will proceed accordingly. None of your rights or substantial interests are determined by this letter unless you sign it and it is filed with the Department Clerk.

Sincerely,



Vivian F. Garfein  
Director, Central District

May 1, 2006  
Date

**FOR THE RESPONDENTS:**

I, ALEXANDER THOMAS on behalf of ATLANTIC INDUSTRIAL SERVICE, INC. HEREBY ACCEPT  
THE TERMS OF THE SETTLEMENT OFFER IDENTIFIED ABOVE.


By: Alexander Thomas

Date: May 11, 2006.

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**FOR DEPARTMENT USE ONLY**

DONE AND ENTERED this 17th day of May, 2006.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

  
Director of District Management

**FILING AND ACKNOWLEDGMENT**

FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby Acknowledged.

  
Clerk

5/17/2006  
Date

Copies furnished to: Office of General Counsel  
Tallahassee RCRA Program