

Business Observer

Published Weekly
Tampa, Hillsborough County, Florida

COUNTY OF HILLSBOROUGH

S.S.

STATE OF FLORIDA

Before the undersigned authority personally appeared Alicia Gilmartin who on oath says that he/she is Publisher's Representative of the Business Observer a weekly newspaper published at Tampa, Hillsborough County, Florida; that the attached copy of advertisement,

being a Public Notice of Proposed Agency Action Notice of Intent to Issue

in the matter of Notice Of Intent To Issue A Permit To Cliff Berry Inc To Operate A Used Oil And Material Processing Facility

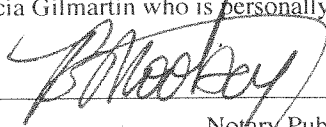
in the Court, was published in said newspaper in the issues of 3/28/2014

Affiant further says that the said Business Observer is a newspaper published at Tampa, Hillsborough County, Florida, and that said newspaper has heretofore been continuously published and has been entered as periodicals matter at the Post Office in Tampa in said Hillsborough County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.
*This Notice was placed on the newspaper's website and floridapublicnotices.com on the same day the notice appeared in the newspaper.

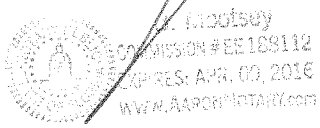

Alicia Gilmartin

Sworn to and subscribed before me this
28th day of March, 2014 A.D.

by Alicia Gilmartin who is personally known to me.



Notary Public, State of Florida
(SEAL)



STATE OF FLORIDA
FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION
PUBLIC NOTICE OF PROPOSED
AGENCY ACTION

NOTICE OF INTENT TO ISSUE
THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION GIVES NOTICE OF ITS INTENT TO ISSUE A PERMIT TO CLIFF BERRY, INC., TO OPERATE A USED OIL AND MATERIAL PROCESSING FACILITY LOCATED AT 5218 ST. PAUL, STREET, TAMPA, FLORIDA 33619, HAVING ASSIGNED FACILITY I.D. NUMBER FLR 000 013 888.

The draft permit prepared in accordance with the provisions of Chapters 62-4, 62-160, 62-701, 62-710, 62-730, 62-740 and 62-762, of the Florida Administrative Code (F.A.C.), contains the conditions for permit numbers 76517-HO-007/76517-SO-008. The permit is intended to be issued to allow Cliff Berry, Inc. to operate a Used Oil and Material Processing Facility at 5218 St. Paul Street, Tampa, Florida 33619.

Copies of the permit application and the draft permit are available for public inspection during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Department of Environmental Protection, Southwest District Office, 13051 N Telecom Pkwy, Temple Terrace, Florida 33637, (813) 470-5700 and at 2600 Blair Stone Road, Mail Station #4560, Tallahassee, Florida 32399-2400, (850) 245-8781. Electronic copies of the application and draft permit can be accessed in the Department's OCULUS data system located at <http://depdms.dep.state.fl.us/Oculus/servlet/login>

A person whose substantial interests are affected by the above proposed agency action may petition for an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Department's Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant and any of the parties listed below must be filed within fourteen (14) days of receipt of this Intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen (14) days of publication of this notice of intent or receipt of the written notice, whichever occurs first. A petitioner shall mail a

copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within this time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, any email address, telephone number, and facsimile number of each petitioner, the applicant's name, address, and any email address, the FDEP Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of FDEP's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by FDEP's proposed action;
- (d) A statement of all material facts disputed by petitioner, or a statement that there are no disputed facts;
- (e) A statement of facts which petitioner contends warrant reversal or modification of FDEP's proposed action;
- (f) A statement of which rules or statutes the petitioner contends require reversal or modification of FDEP's proposed action; and
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available in this proceeding.
March 28, 2014

Hello Bill,

Thanks so much for the submittal. We will Issue the final permit on or after April 11, 2014, just before the expiration of the current permit.

Cameron,

Please insert the above attachment including all these e-mails into OCULUS under permit application related documents.

The subject: Public Notice

The facility I.D.: FLR 000 013 888

If you have any questions, please let me know.

Thanks.

Bheem

-----Original Message-----

From: Bill Parkes [<mailto:BParkes@cliffberryinc.com>]

Sent: Tuesday, April 01, 2014 3:15 PM

To: Kothur, Bheem

Subject: PROOF OF PUBLISH - FDEP INTENT TO ISSUE PERMIT RENEWAL FOR THE CBI - TAMPA FACILITY

Bheem -

Here you go please see attached proof of publish for your viewing pleasure !

I'm a man of my word !

Regards,

Bill