

Thursby, Kim

From: Kothur, Bheem
Sent: Friday, July 31, 2015 10:14 AM
To: Thursby, Kim
Cc: Kothur, Bheem
Subject: FW: Cliff Berry, Inc. – Miami; FLD 058 560 699; Issue facility request for additional information related to financial assurance for major mod

Hi Kim,
For your information.

From: Kelly Brandenburg [mailto:KBrandenburg@cliffberryinc.com]
Sent: Monday, July 27, 2015 10:36 AM
To: Kothur, Bheem; Echevarria, Edgar
Subject: RE: Cliff Berry, Inc. – Miami; FLD 058 560 699; Issue facility request for additional information related to financial assurance for major mod

Dear Bheem and Edgar,

I am in receipt of the NOD letter and I am aware that we are waiting for the bank to issue the financial assurance. Our CFO has decided to transfer the form of assurance from a LOC to a Surety Bond, which is why this is taking so long. I fully anticipate getting conclusion on the financial assurance within the 30 days required in the NOD. If I need more time, I will make sure to request it formally. Thank you for your time and attention on this permit modification, you have both been very supportive.

Sincerely,

CBI CLIFF BERRY, INC.

Kelly Brandenburg
Manager - Regulatory Affairs and Special Projects
Fort Lauderdale, FL 33316
(954) 648-5947 Cell
(954) 763-3390 Office Ext 1005
(954) 763-8375 Fax
KBrandenburg@cliffberryinc.com
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24 Hour Emergency Response (800) 899-7745

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From: Thursby, Kim [mailto:Kim.Thursby@dep.state.fl.us] **On Behalf Of** Epost HWRS (Shared Mailbox)
Sent: Wednesday, July 22, 2015 2:05 PM

To: Kelly Brandenburg <KBrandenburg@cliffberryinc.com>

Cc: Bahr, Tim <Tim.Bahr@dep.state.fl.us>; Baker, Bryan <Bryan.Baker@dep.state.fl.us>; Winston, Kathy <Kathy.Winston@dep.state.fl.us>; McBride, Ashanti <Ashanti.McBride@dep.state.fl.us>; Bejnar, Tor <Tor.Bejnar@dep.state.fl.us>; Echevarria, Edgar <Edgar.Echevarria@dep.state.fl.us>; 'bastek.brian@epa.gov' <bastek.brian@epa.gov>; 'mikeambrosefl@gmail.com' <mikeambrosefl@gmail.com>; Millington, Gary <Gary.Millington@dep.state.fl.us>; Kothur, Bheem <Bheem.Kothur@dep.state.fl.us>; Tripp, Anthony <Anthony.Tripp@dep.state.fl.us>

Subject: Cliff Berry, Inc. – Miami; FLD 058 560 699; Issue facility request for additional information related to financial assurance for major mod

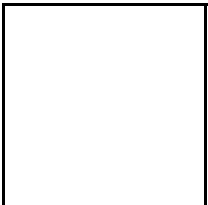
In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Program and Permitting section is forwarding the attached document to you by electronic correspondence "e-correspondence" in lieu of a hard copy through the normal postal service.

We ask that you verify receipt of this document by sending a "reply" message to epost_hwrs@dep.state.fl.us. (An automatic "reply message" is not sufficient to verify receipt). If your email address has changed or you anticipate that it will change in the future, please advise accordingly in your reply. You may also update this information by contacting Kim Thursby at (850) 245-8792.

The attached document is in "pdf" format and will require Adobe Reader 6 or higher to open properly. You may download a free copy of this software at www.adobe.com/products/acrobat/readstep2.html.

Your cooperation in helping us affect this process by replying as requested is greatly appreciated. If you should have any questions about the attached document(s), please direct your questions to the contact person listed in the correspondence.

Bryan Baker, P.G.
Environmental Administrator
Hazardous Waste Program & Permitting





Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Jonathan P. Steverson
Interim Secretary

July 22, 2015

SENT VIA E-MAIL

KBrandenburg@cliffberryinc.com

Ms. Kelly Brandenburg
Manager – Regulatory Affairs and Special Projects
Cliff Berry, Inc.
Post Office Box 13079
Fort Lauderdale, Florida 33316

RE: Cliff Berry, Inc. – Miami, Florida Facility
EPA I.D. FLD 058 560 699
Permit Number: 77628-HO-008; 77628-SO-007
Used Oil and Material Processing Facility Permit Major Modification Application,
Dated June 24, 2015; Notice of Deficiency

Dear Ms. Brandenburg:

The Florida Department of Environmental Protection (the Department) has reviewed your permit application for major modification dated June 24, 2015 and subsequent revisions dated July 10, 2015, July 15, 2015 and July 21, 2015 to operate a Used Oil and Material Processing Facility in Florida.

The review of the permit application responses indicate that they are incomplete. Under Paragraph 62-710.800(6)(a), Florida Administrative Code, the "Owner or Operator of a used oil and material processing facility shall provide the Department with proof of financial assurance issued in favor of the State of Florida in the amount of the approved closing cost estimate for the facilities, which shall be submitted to the Department as part of the permit application process".

Please provide the Financial Assurance Final Documents information requested through an e-mail dated July 09, 2015 from Edgar Echevarria, Solid Waste Financial Coordinator, Florida Department of Environmental Protection, Tallahassee, Florida.

The Department will be contacting you to schedule a meeting or conference call to discuss these comments. Additional communications will be scheduled as needed prior to your submittal of an official response to minimize the time and effort required to formulate adequate replies to the comments. This exchange of ideas will assist you in developing a complete and adequate response that should eliminate the need for additional official responses and therefore accelerate the permit modification process.

Ms. Kelly Brandenburg, Manager

July 22, 2015

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Further action on processing your application is temporarily held in abeyance pending receipt of your complete response. Please submit your written response to the Tallahassee Hazardous Waste Program and Permitting. If you cannot submit all this information within 30 days, you must formally request an extension and provide a schedule, with dates, indicating when this information will be submitted.

Should you like to arrange a meeting or if you have any questions, please contact me at (850) 245-8781 or e-mail: Bheem.kothur@dep.state.fl.us

Sincerely,

A handwritten signature in blue ink, appearing to read 'Bheem Kothur', with a long horizontal flourish extending to the right.

Bheem Kothur, P.E., DEE
Hazardous Waste Program and Permitting

BK/bk

cc: Kathy Winston, DEP Southeast District, Kathy.winston@dep.state.fl.us
Ashanti McBride, OGC Tallahassee, ashanti.mcbride@dep.state.fl.us
Tor Bejnar, DEP Tallahassee, tor.bejnar@dep.state.fl.us
Edgar Echevarria, DEP Tallahassee, edgar.echevarria@dep.state.fl.us
Brian Bastek, EPA Region 4, bastek.brian@epa.gov
D.M. Ambrose, P.E., mikeambrosefl@gmail.com
Gary Millington, FDEP Tallahassee, gary.millington@dep.state.fl.us