



# Department of Environmental Protection

Lawton Chiles  
Governor

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

Virginia B. Wetherell  
Secretary

October 27, 1994

CERTIFIED MAIL

Mr. Michael J. Carolan, President  
Universal Waste & Transit, Inc.  
2002 N. Orient Road  
Tampa, Florida 33619

Re: Universal Waste & Transit, FLD 981 932 494  
Operating Permit HO29-171163  
Permit Modification

Dear Mr. Carolan:

This Department initiated permit modification issued, pursuant to Florida Administrative Code (F.A.C.), Rule 62-4.080, modifies the distribution of submittals in response to permit conditions at Specific Condition I.26 and I.27 of the Permit. This modification will expedite the Department's review of the document submittals by increasing the efficiency of the document delivery. The permit is modified to read:

Specific  
Condition

Modification

Part I.26

The permittee shall maintain compliance with the financial requirements of 40 CFR 264 Subpart H. All submittals in response to this Specific Condition shall be submitted to:

Financial Coordinator  
Hazardous Waste Regulation Section  
Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Part I.27

Three copies of the facility responses to permit conditions shall be submitted as follows. Each copy shall specify its distribution to other parties.

a. One copy to:

Hazardous Waste Supervisor  
Hazardous Waste Section  
Department of Environmental Protection  
3804 Coconut Palm Drive  
Tampa, Florida 33619-8218

b. One copy to:

Chief, Waste Management Division  
United States Environmental Protection Agency  
Region IV  
345 Courtland Street, N.E.  
Atlanta, Georgia 30365

c. One copy to:

Environmental Administrator  
Hazardous Waste Regulation Section  
Bureau of Solid and Hazardous Waste  
Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Acceptance of the permit modification constitutes notice and agreement that the Department may periodically review this permit for compliance, including site inspections, where applicable, and may initiate enforcement actions for violation of the conditions and requirements. This letter must be attached to the existing permit, and becomes part of the permit.

This permit modification is a minor modification that does not require publication pursuant to 40 CFR 270.42. The issuance of this minor modification is final agency action. A petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes (F.S.) may be filed with the Department. The petition must contain the information in Rule 62-103.155(2), F.A.C., set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 45 days of receipt of this modification. Failure to file a petition within this time period constitutes a waiver of any right to request an administrative determination (hearing) under Section 120.57, F.S.

A Petition for a formal or informal administrative hearing pursuant to Section 120.57, F.S., shall contain the following information:

(a) The name, address, and telephone number of each petitioner, the permittee's name and address, the Department Permit File Number and the county in which the project is proposed;

(b) A statement of how and when each petitioner received notice of the Department's action or proposed action;

(c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;

(d) A statement of the material facts disputed by petitioner, if any;

(e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;

(f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or 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 Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this modification. Persons whose substantial interests will be affected by any decision of the Department with regard to the minor permit modification have the right to petition to become a party to the proceeding. The petition must conform to the

requirements specified above and filed (received) within 45 days of receipt of this notice in the Office of the General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and of any participation as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

This modification is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above paragraphs of request for an extension of time in which to file a petition is filed within the time specified for filing a petition and conforms to Rule 62-103.070, F.A.C. Until filing of a petition or a request for an extension of time this modification will become effective until further order of the Department. When the Order (modification) is final, any party to the Order has the right to judicial review of the Order pursuant to Section 120.68, F.S., by the Appellate procedures to the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; and by filing a copy of the Notice of Appeal and by paying the applicable filing fees with the appropriate District Court of Appeal. Notice of Appeal must be filed within 14 days from the date the Final Order is filed with the Clerk of the Department.

Executed in Tampa, Florida.

  
STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

Richard D. Garrity, Ph.D.  
Director of District Management

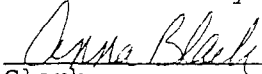
cc: Alan Farmer, EPA/Region IV  
Satish Kastury, FDEP/BSHW -Tallahassee

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this INTENT TO ISSUE was mailed by certified mail before the close of business on NOV 14 1994 to the listed persons.

**FILING AND ACKNOWLEDGMENT**

FILED, on this date, pursuant to §120.52(11), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

  
Clerk NOV 14 1994 Date

DEPARTMENT INITIATED PERMIT  
MODIFICATION.

Florida Department of  
Environmental Protection

RCRA PERMITTING -- ROUTING SLIP

FACILITY/ITEM: UNIVERSAL WASTE

PATS NO: HD29-171163

<u>TO</u>	<u>NAME</u>	<u>INITIALS</u>	<u>DATE</u>
<input type="checkbox"/>	SATISH KASTURY		
<input type="checkbox"/>	MERLIN RUSSELL		
<input type="checkbox"/>	SHELTON GRAVES		
<input type="checkbox"/>	AMRISAR KAHAROEDDIN		
<input type="checkbox"/>	CAMILLE PLAUTZ		
<input type="checkbox"/>	CINDY SMITH		
<input type="checkbox"/>	BILL LINN		
<input type="checkbox"/>	JIM LADNER		
<input type="checkbox"/>	JOYCE PAPP		
<input type="checkbox"/>	DOUG OUTLAW		
<input type="checkbox"/>	JOHN GRIFFIN		
<input type="checkbox"/>	HARBHAJAN SINGH		
<input type="checkbox"/>	ALEX ON-WUTAKA		
<input type="checkbox"/>	RAVI SHAH		
<input checked="" type="checkbox"/>	BHEEM KOTHUR	BK	11/29/94
<input type="checkbox"/>	RABIN PRUSTY		
<input checked="" type="checkbox"/>	JANET ASHWOOD FYE		
<input type="checkbox"/>	DIANE HUNT		
<input type="checkbox"/>	FRED WICK		
<input type="checkbox"/>	DAVID MASON		

REQUIRED ACTION & COMMENT: URGENT ( ) ROUTINE ( )

PROJECT MANAGER: Ashwood / Kothur

LOGGED IN

Janet Ashwood

FLD 981-932-494