

Thursby, Kim

From: Mike Zellars <mszellars@acelkd.com>
Sent: Thursday, January 04, 2018 12:17 PM
To: Epost HWRS
Subject: reply
Attachments: 12-20-17 Florida Recycl Solution Final Permit Mod.pdf.Receipt.pdf

Reply message, received

Thursby, Kim

From: Epost HWRS
Sent: Wednesday, December 20, 2017 8:05 AM
To: 'mszellars@acelkd.com'
Cc: Baker, Bryan; Walker, Kim (Waste); Knauss, Elizabeth; 'Ronald.Noble@bipc.com'; Buselli, Bradley; Kothur, Bheem
Subject: Florida Recycling Solutions, LLC, Lakeland; FLR 000 034 033; Permit Minor Modification
Attachments: 12-20-17 Florida Recycl Solution Final Permit Mod.pdf.Receipt.pdf

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

Noah Valenstein
Secretary

December 20, 2017

Mr. Mike Zellars, Vice President/General Manager
Florida Recycling Solutions, LLC
3210 Whitten Road
Lakeland, Florida 33811
mszellars@acelkd.com

RE: Florida Recycling Solutions, LLC, Lakeland Facility; Permit Minor Modification
EPA ID Number: FLR 000 034 033
Current Permit Numbers: 294693-0045HO & 294693-006-SO
Polk County

Dear Mr. Zellars:

This letter is in response to your Permit Minor Modification request for the removal and transfer of Tank 8 to Aqua Clean Environmental Co., Inc. dated May 31, 2017 and the additional final Closure Report information received November 14, 2017. Upon review of these submittals, the Department finds your request satisfactory. Therefore, pursuant to Section 403.722(13), Florida Statutes (F.S.), and Rule 62-730.300(2), Florida Administrative Code (F.A.C.), the Department modifies the following conditions of the Permit:

Specific
Condition

From

To

I

**PART IV – TANK AND
CLOSURE CONDITIONS:**

Typical Volumes of used oil and/or other oily wastewater should not exceed 94,240 gallons in processing at any given time (95% of 99,200).

**PART IV – TANK AND
CLOSURE CONDITIONS:**

Typical Volumes of used oil and/or other oily wastewater should not exceed 65,740 gallons in processing at any given time (95% of 69,200).

II

**ATTACHMENT B – TANK
TABLE:** Tank Number 8 with total capacity of 30,000 gallons listed under Florida Recycling Solutions, LLC section.

**ATTACHMENT B – TANK
TABLE:** Tank Number 8 with total capacity of 30,000 gallons listed under Aqua Clean Environmental Co., Inc. section.

Mr. Mike Zellars
December 20, 2017
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This permit modification becomes effective immediately. All other conditions of the permit remain unchanged. This letter must be attached to the existing permit, and becomes part of that permit. As Permittee, you have appellate rights as set forth in the enclosed Notice of Rights.

If you have any questions, please contact Bradley Buselli by telephone at (850) 245-8989 or by email at Bradley.Buselli@floridadep.gov.

Sincerely,

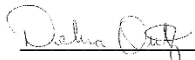


Kimberly A. Walker
Permitting and Compliance Assistance Program

KAW/bb

FILING AND ACKNOWLEDGEMENT

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



CLERK

December 20, 2017

DATE

Enclosure

cc (with enclosure):

Elizabeth Knauss, DEP Southwest District, Elizabeth.Knauss@floridadep.gov

Ron Noble, Buchanan Ingersoll & Rooney PC, Ronald.Noble@bipc.com

NOTICE OF RIGHTS

1. If you dispute any issue of material fact raised by this permit modification, you have the right to a formal administrative hearing pursuant to Sections 120.569 and 120.57(1), Florida Statutes (F.S.). At a formal hearing, you will have the opportunity to be represented by counsel, to present evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing office's recommended order.
2. If you do not dispute any issue of material fact raised by this permit modification, you have the right to an informal administrative proceeding pursuant to Sections 120.569 and 120.57(2), F.S. If an informal proceeding is held, you will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Department's Order, or to present a written statement challenging the grounds upon which the Department is justifying its proposed action.
3. If you desire a formal hearing or an informal proceeding, you must file a written "Petition for Administrative Proceeding" within 21 days of receipt of this Order. The petition must be in the form required by Rule 28-106.201(2) Florida Administrative Code (F.A.C.) A petition is "filed" when it is received by the Department's **Agency Clerk**, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000 or agency.clerk@dep.state.fl.us.
4. You will waive the right to a formal hearing or an informal proceeding if a Petition is not filed with the Department within 21 days of the date you receive this permit modification. If you file a written request for extension of time within the time limit and show good cause for an extension, the Department may extend the time by issuing another written order.
5. Mediation is not available in the context of this Order.
6. A party who is adversely affected by this Order when it becomes Final is entitled to Judicial Review pursuant to Section 120.68, F.S. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a Notice of Appeal with the Agency Clerk, Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, and a second copy, accompanied by filing fees prescribed by law, with the First District Court of Appeal or with the District Court of Appeal in the Appellate District where the party resides. The Notice of Appeal must be filed within 30 days of rendition of the Order to be reviewed. The Order is rendered on the date it becomes Final. The Order becomes Final on the letterhead date, unless a Petition for formal hearing or informal proceeding is filed as outlined in this notice.