



FLORIDA DEPARTMENT OF Environmental Protection

Southwest District Office
13051 North Telecom Parkway #101
Temple Terrace, Florida 33637-0926

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Noah Valenstein
Secretary

November 8, 2019

Thomas Fanell
American steel Processing Co.
328 Wahoo Road
Panama City Beach, FL 32408
c/o Robert Middleton
robertdemet@aol.com

Re: Approval of Time Extension Request for the Administrative Order
Facility Name: American Steel Processing Recycling Center
Hillsborough County, FL
WACS No.: 106062

Dear Mr. Fanell:

Please let this letter serve as approval to extend the expiration date of the Administrative Order issued on July 5, 2019 to January 27, 2020 (hereinafter, Modification). This will align with the time extension granted to respond to the Request for Additional Information (RAI) letter issued from the Southwest District Office of the Florida Department of Environmental Protection regarding your submitted permit application.

Administrative Rights

Persons who are not parties to this Modification but whose substantial interests are affected by it, have a right to petition for an administrative hearing under sections 120.569 and 120.57, Florida Statutes. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition concerning this Modification means that the Department's final action may be different from the position it has taken in the Modification.

The petition for administrative hearing must contain all of the following information:

- a) The OGC Number assigned to this Modification;
- b) The name, address, and telephone number of each petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding;
- c) An explanation of how the petitioner's substantial interests will be affected by the Modification;

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- d) A statement of when and how the petitioner received notice of the Modification;
- e) Either a statement of all material facts disputed by the petitioner or a statement that the petitioner does not dispute any material facts;
- f) A statement of the specific facts the petitioner contends warrant reversal or modification of the Modification;
- g) A statement of the rules or statutes the petitioner contends require reversal or modification of the Modification; and
- h) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the Department to take with respect to the Modification.

The petition must be filed (received) at the Department's Office of General Counsel, 3900 Commonwealth Boulevard, MS# 35, Tallahassee, Florida 32399-3000 within 21 days of receipt of this notice. A copy of the petition must also be mailed at the time of filing to the District Office at the top of this Letter. Failure to file a petition within the 21-day period constitutes a person's waiver of the right to request an administrative hearing and to participate as a party to this proceeding under sections 120.569 and 120.57, Florida Statutes. Before the deadline for filing a petition, a person whose substantial interests are affected by this Modification may choose to pursue mediation as an alternative remedy under section 120.573, Florida Statutes. Choosing mediation will not adversely affect such person's right to request an administrative hearing if mediation does not result in a settlement. Additional information about mediation is provided in section 120.573, Florida Statutes and Rule 62-110.106(12), Florida Administrative Code.


Sincerely,



Mary E. Yeargan, P.G.
Southwest District Director
Florida Department of Environmental
Protection

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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

November 8, 2019
Date

Copies furnished to:

Kimberly A. Byer, P.G., Division Director, Hillsborough County Public Works Department, Solid Waste Management Division, byerk@hillsboroughcounty.org
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