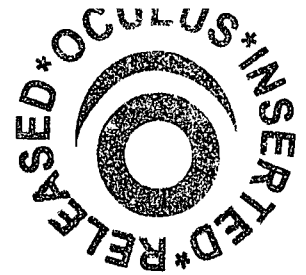


**WASTE TIRE BENEFICIAL USE AGREEMENT**

**BETWEEN BECK'S TIRE SERVICE, INC.  
AND THE  
FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**



Pursuant to Florida Administrative Code (F.A.C.) Rule 62-711.200(18) a "waste tire site" means a site at which 1,000 or more waste tires are accumulated. In accordance with F.A.C. Rule 62-711.400(1), no person may maintain a waste tire site unless such site is an integral part of a permitted waste tire processing facility.

The Department may exempt an applicant from the aforementioned permitting requirement provided a legitimate beneficial use of waste tires can be demonstrated. However, the Department will not approve of any waste tire recycling operation that does not contain reasonable assurance that the public health and welfare and the environment will be protected.

On June 14, 1995 the Department inspected the Beck's Tire Service, Inc. facility in Avon Park, Florida doing business as Florida Tire Terminal. Facility operations are briefly described as follows:

Waste/used tires are repaired, regrooved, and recycled. Passenger, truck, and off road tires are separated and stacked according to their anticipated usage. Waste/used tires are stored both indoors and outdoors. Over 5,000 waste/used tires were noted on site. Waste/used tires are not processed on site.

Following the inspection Mr. Robert Reisig, manager of Florida Tire Terminal, argued that the facility should not be required to obtain a waste tire processing facility permit for the following reasons;

- the tire recycling business is well established, employing nine individuals, and came into existence long before our Waste Tire Rule came into effect,
- business operations do not include waste tire processing and,
- business economics dictate that over 1,000 waste/used tires must be stored on site at all times.

Based on the facility inspection and conversation with Mr. Reisig the Department agrees that the requirements of F.A.C. Chapter 711 are not directly applicable to the Florida Tire Recycling operation in Avon Park, Florida. Therefore, in lieu of acquiring a waste tire processing facility permit, the facility may be regulated by this Waste Tire Beneficial Use Agreement provided

the following conditions are met.

- 1) Written authorization for the waste/used tire recycling operation from the property owner is submitted to the Department.
- 2) Tires shall not be processed on site in a manner rendering them to be no longer whole.
- 3) A fire safety survey shall be conducted by the local fire authority showing the facility does not represent a fire hazard to the community. Results of the survey shall be submitted to the Department.
- 4) All waste/used tires shall be stored on site in a manner which does not create rodent or mosquito harborage.
- 5) A facility site plan with operational narrative shall be submitted to the Department.
- 6) No more than 10,000 on road waste/used tires shall be stored on the facility property at any one time.
- 7) Over 75% of the tires received annually are recycled annually.
- 8) The Department shall be allowed to inspect the facility during normal business hours.

Beck's Tire Service, Inc. shall submit documentation assuring the Department that all of the above described conditions will be met within forty (40) days of receipt of this Agreement.

Beck's Tire Service, Inc. agrees to abide by the conditions of this Agreement.

Date:

10-Aug-95

Signature:

Eugene Beck, Jr.  
Eugene Beck, Jr., President  
Beck's Tire Service, Inc.

On 10/26/95 a Department of Environmental Protection representative reinspected Florida Tire Terminal in Avon Park, Florida and found that all the conditions of this Agreement have been met. The Agreement is hereby approved.

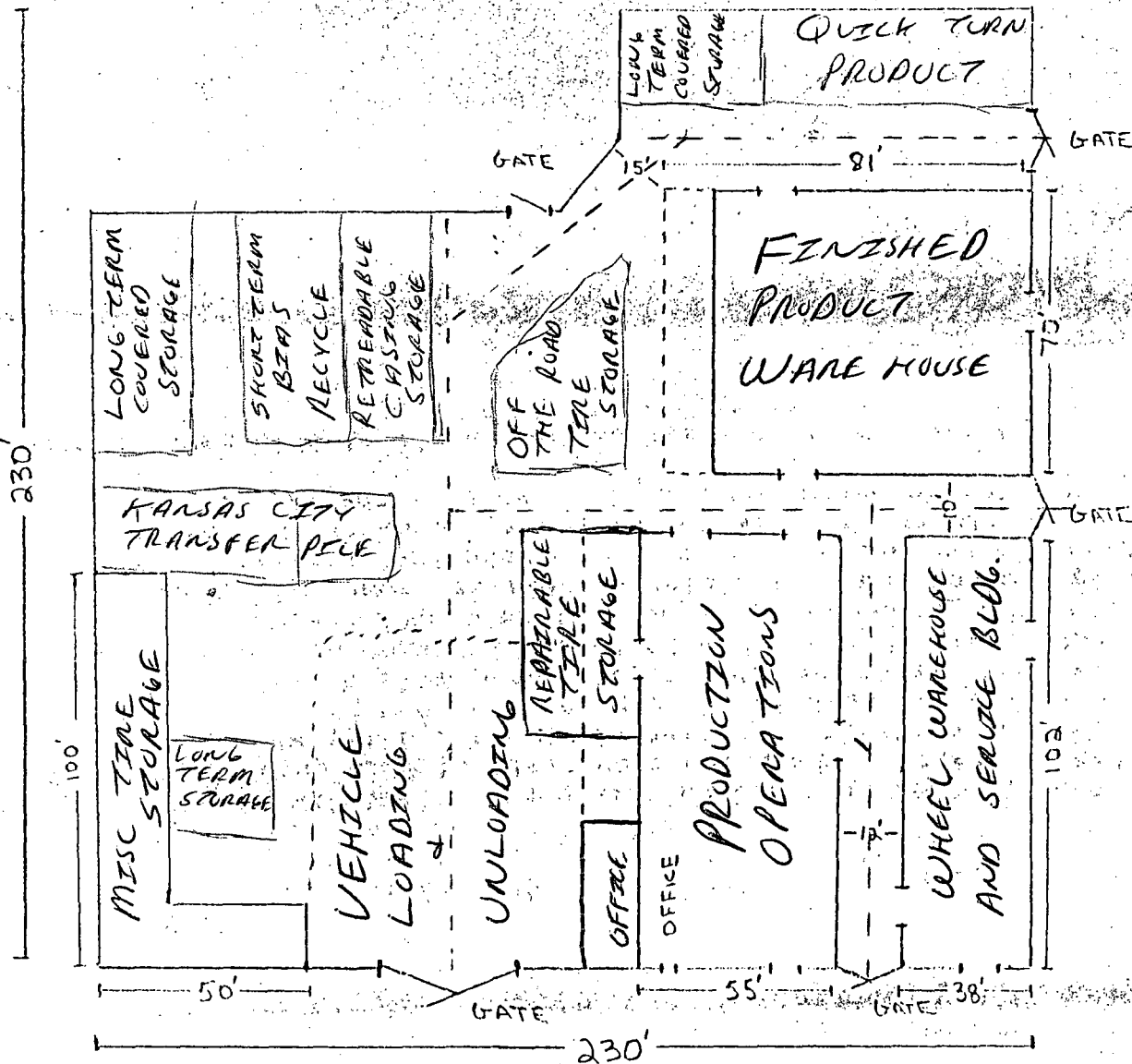
For the Department

Peter J. Ware  
Peter J. Ware  
Director of  
District Management

PJW/BK/vo



W. SELL ST. (300 BLK.)



W. CANFIELD ST. (300 BLK.)

FEAGIN (400)

RECEIVED

AUG 24 1995

D.E.P. South District