

## MEMORANDUM

**DATE:** March 28, 2012

**TO:** Richard D. Garrity, Ph.D.

**FROM:** Stephen R. Hathaway, P.E.                      **THRU:** Diana M. Lee, P.E.

**SUBJECT: Permit Amendment for Gulf Coast Metals, Inc.  
Transfer of Ownership for Permit Nos. 0570119-012-AV, 0570119-013-AC, and  
Application No. 0570119-014-AV  
Time Extension for Permit No. 0570119-013-AC**

Per a request received on February 9, 2012, Gulf Coast Metals, Inc. requests to transfer the ownership of Permit Nos. 0570119-012-AV, 0570119-013-AC, and Application No. 0570119-014-AV from Gulf Coast Metals, Inc. to Trademark Metals Recycling, LLC. The active permits are being processed through the administrative correction documentation as attached. The DRAFT Title V Permit Revision (DRAFT Permit No. 0570119-014-AV) must also be formally changed by request from Trademark Metals Recycling, LLC and in agreement by Gulf Coast Metals, Inc.

In addition, a time extension request was received from Gulf Coast Metals, Inc. on November 8, 2011 to extend the expiration date of Permit No. 0570119-013-AC to allow for the processing timelines of the Title V Permit Revision. The extension is being granted as requested pursuant to Rule 62-4.080(3), F.A.C. Therefore, the new expiration date of the AC permit will be June 30, 2012.

The facility is a secondary aluminum smelting facility that processes scrap aluminum received from a variety of business and recycling centers. The scrap aluminum is classified, separated and stored in various piles throughout the site in preparation for processing in the furnaces. Prior to smelting, the aluminum scrap is reduced in volume by one of two diesel-fired compactor/balers. The molten aluminum is cast on-site and then sold for reuse in production of other aluminum products.

Based on our review, we recommend approval of the transfer of ownership and time extension as drafted.

SRH: 0570119-015-AV

**ENVIRONMENTAL PROTECTION COMMISSION OF HILLSBOROUGH COUNTY**

**NOTICE OF ADMINISTRATIVELY CORRECTED TITLE V AIR OPERATION AND  
CONSTRUCTION PERMITS**

In the Matter of a Request for Administrative Correction:

Mr. Michael Walbridge  
Vice President, Finance  
Trademark Metals Recycling, LLC  
400 N Ashley Drive, STE 1300  
Tampa, FL 33602

Project No.: 0570119-015-AV  
Administrative Correction to Permit Nos.:  
0570119-012-AV and 0570119-013-AC  
DRAFT Permit No. 0570119-014-AV  
Hillsborough County

Enclosed is an ADMINISTRATIVELY CORRECTED page to the Title V Air Operation Permit No. 0570119-012-AV and the Air Construction Permit No. 0570119-013-AC for the operation of a secondary aluminum smelting facility located at 6912 E 9<sup>th</sup> Avenue, Tampa, FL 33619, Hillsborough County. This correction is issued pursuant to Rule 62-210.360, Florida Administrative Code (F.A.C.), and Chapter 403, Florida Statutes (F.S.). This change is made at the applicant's request dated February 9, 2012, to transfer ownership of the facility from Gulf Coast Metals, Inc. to Trademark Metals Recycling, LLC. This administrative permit amendment also extends the expiration date of Permit No. 0570119-013-AC to June 30, 2012.

The Department of Environmental Protection (Department) will consider the above-noted action final unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) by the Agency Clerk in the Department's Office of General Counsel, MS #35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2242, Fax: 850/245-2303). Petitions filed by the permit applicant or any of the parties listed below must be filed within 14 (fourteen) days of receipt of this notice. Petitions filed by any other person must be filed within 14 (fourteen)

ADMINISTRATIVE CORRECTION

Project No.: 0570119-015-AV

Administrative Correction to Title V Air Permit Nos.: 0570119-012-AV and 0570119-013-AC

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days of receipt of this proposed action. A petitioner must mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the 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; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of how and when each petitioner received notice of the agency action or proposed action;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle the petitioner to relief;
- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and,
- (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts upon which the permitting authority's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Any party to this order (permit) has the right to seek judicial review of it under Section 120.68, F.S., by the filing of a Notice of Appeal, under Rule 9.110 of the Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000 and with the

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Clerk of the Legal Department of the Environmental Protection Commission of Hillsborough County at 3629 Queen Palm Dr. Tampa, FL 33619; and, by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within thirty days from the date this notice is filed with the Clerk of the permitting authority.

Executed in Tampa, Florida.

Sincerely,

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Richard D. Garrity, Ph.D.  
Executive Director

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**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this NOTICE OF ADMINISTRATIVELY CORRECTED PERMITS (including the corrected page(s)) was sent by certified mail or electronically (with Read Receipt) and copies were sent by U.S. Mail or electronically (with Read Receipt) before the close of business on \_\_\_\_\_ to the person(s) listed or as otherwise noted:

Lee Levant, President – Gulf Coast Metals, Inc.

Michael Walbridge, Vice President – Trademark Metals Recycling, LLC

Barbara Friday - BAR [barbara.friday@dep.state.fl.us] (for posting with Region 4, U.S. EPA)

Clerk Stamp

**FILED AND ACKNOWLEDGMENT**  
**FILED**, on this date, pursuant to §120.52(7),  
Florida Statutes, with the designated  
Department Clerk, receipt of which is hereby  
acknowledged.

\_\_\_\_\_  
(Clerk)

\_\_\_\_\_  
(Date)

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CHANGE FROM: Gulf Coast Metals, Inc.  
6912 E 9<sup>th</sup> Avenue  
Tampa, FL 33619

CHANGE TO: Trademark Metals Recycling, LLC  
400 N Ashley Drive, STE 1300  
Tampa, FL 33602

CHANGE FROM: Expiration Date: December 15, 2011 }  
CHANGE TO: Expiration Date: June 30, 2012 } (Permit No. 0570119-013-AC)

NEDS NO.: 0570119

POINT IDs: 004 – Holding Furnace  
005 – Aluminum Rotary Furnace #1  
006 – Aluminum Rotary Furnace #2

Permit No. 0570119-012-AV Expires: 01/31/2016

Permit No. 0570119-013-AC Expires: 06/30/2012

Please note that per Rule 62-213.440(3)(a)2.b., F.A.C., a Statement of Compliance (DEP Form 62-213.900(7)) covering the portion of the calendar year up to the date of transfer of responsibility shall be submitted to the Department after the date of transfer.