



STATE OF FLORIDA

DEPARTMENT OF ENVIRONMENTAL REGULATION

SOUTH FLORIDA SUBDISTRICT APIS #50/13/0407/01

APPLICANT: Mr. Gilberto Osle, Comptroller  
Nailite Weather Shield Products, Inc.  
1251 Northwest 165 Street  
Miami, Florida, 33169

PERMIT/CERTIFICATION  
NO. AC 13-40995

COUNTY: Dade

PROJECT: Nailite Weather  
Shield Products, Inc.

Paint Spray Facility

*Iss - 5/11/81*  
*Exp - 10/2/81*

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Chapter 17-2, Florida Administrative Code. The above named applicant, hereinafter called Permittee, is hereby authorized to perform the work or operate the facility shown on the approved drawing(s), plans, documents, and specifications attached hereto and made a part hereof and specifically described as follows:

*(1251 NW 165 St. in permit)*

To construct an air pollution source consisting of a three-boom paint spray booth with estimated emissions of 6.74 lbs./hr. (5.46 tons/yr.) of volatile organic compounds to the atmosphere at 27 feet above ground level. *increased to 32.0 T/yr Jan Pat Wong 6/1/81*

In accordance with: Specifications contained in Application to Construct Air Pollution Sources dated February 13, 1981 (not attached).

Located at: 1251 Northwest 165 Street, Miami, Dade County, Florida.

UTM COORDINATES: Zone 17; 578.2 KmE.; 2867.3 KmN.

Serving: A building panel facility (SIC # 3079).

Subject to General Conditions 1 through 12 and Specific Conditions 1 through 9.

# BEST AVAILABLE COPY

PERMIT NO.: AC 13-40995 - Nailite Weather Shield Products, Inc.  
APPLICANT: Mr. Gilberto Osle, Comptroller

## GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions," and as such are binding upon the permittee and enforceable pursuant to the authority of Section 403.161(1), Florida Statutes. Permittee is hereby placed on notice that the department will review this permit periodically and may initiate court action for any violation of the "Permit Conditions" by the permittee, its agents, employees, servants or representatives.
- ✓ 2. This permit is valid only for the specific processes and operations indicated in the attached drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit shall constitute grounds for revocation and enforcement action by the department.
3. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately notify and provide the department with the following information: (a) a description of and cause of non-compliance; and (b) the period of non-compliance, including exact dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance. The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the department for penalties or revocation of this permit.
4. As provided in subsection 403.087(6), Florida Statutes, the issuance of this permit does not convey any vested rights or any exclusive privileges. Nor does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations.
5. This permit is required to be posted in a conspicuous location at the work site or source during the entire period of construction or operation.
6. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source, which are submitted to the department, may be used by the department as evidence in any enforcement case arising under the Florida Statutes or department rules, except where such use is proscribed by Section 403.111, F.S.
7. In the case of an operation permit, permittee agrees to comply with changes in department rules and Florida Statutes after a reasonable time for compliance, provided, however, the permittee does not waive any other rights granted by Florida Statutes or department rules.
8. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, plant, or aquatic life or property and penalties therefore caused by the construction or operation of this permitted source, nor does it allow the permittee to cause pollution in contravention of Florida Statutes and department rules, except where specifically authorized by an order from the department granting a variance or exception from department rules or state statutes.
9. This permit is not transferable. Upon sale or legal transfer of the property or facility covered by this permit, the permittee shall notify the department within thirty (30) days. The new owner must apply for a permit transfer within thirty (30) days. The permittee shall be liable for any non-compliance of the permitted source until the transferee applies for and receives a transfer of permit.
10. The permittee, by acceptance of this permit, specifically agrees to allow access to permitted source at reasonable times by department personnel presenting credentials for the purposes of inspection and testing to determine compliance with this permit and department rules.
11. This permit does not indicate a waiver of or approval of any other department permit that may be required for other aspects of the total project.
12. This permit conveys no title to land or water, nor constitutes state recognition or acknowledgement of title, and does not constitute authority for the reclamation of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the state. Only the Trustees of the Internal Improvement Trust Fund may express state opinion as to title.
13. This permit also constitutes:
  - Determination of Best Available Control Technology (BACT)
  - Determination of Prevention of Significant Deterioration (PSD)
  - Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500)

3301 GUN CLUB ROAD  
P.O. BOX 3858  
WEST PALM BEACH, FLORIDA 33402



BOB GRAHAM  
GOVERNOR

JACOB D. VARN  
SECRETARY

WARREN G. STRAHM  
SUBDISTRICT MANAGER

STATE OF FLORIDA

DEPARTMENT OF ENVIRONMENTAL REGULATION

SOUTH FLORIDA SUBDISTRICT

May 15, 1981

AP - Dade County  
Nailite Weather Shield  
Products, Inc.

Paint Spray Facility

Mr. Gilberto Osle, Comptroller  
Nailite Weather Shield Products, Inc.  
1251 Northwest 165 Street  
Miami, Florida, 33169

Dear Mr. Osle:

Enclosed is Permit Number AC 13-40995, dated May 11, 1981,  
to construct an air pollution source  
issued pursuant to Section 403.087, Florida Statutes.

Should you object to this permit, including any and all of the conditions contained therein, you may file an appropriate petition for administrative hearing. This petition must be filed within fourteen (14) days of the receipt of this letter. Further, the petition must conform to the requirements of Section 28-5.201, Florida Administrative Code, (see reverse side of this letter). The petition must be filed with the Office of General Counsel, Department of Environmental Regulation, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32301.

If no petition is filed within the prescribed time, you will be deemed to have accepted this permit and waived your right to request an administrative hearing on this matter.

Acceptance of the permit constitutes notice and agreement that the Department will periodically review this permit for compliance, including site inspections where applicable, and may initiate enforcement action for violation of the conditions and requirements thereof.

Sincerely,

*Roy M. Duke*

Roy M. Duke, P.E.  
Permitting Section Head

cc: Metro-Dade County Environmental  
Resources Management  
Tallahassee  
M. K. Jadav, P.E.

Enclosure

RMD:lg  
DER Form 17-1.122(66) 1/2

PERMIT NO.: AC 13-40995 - Nailite Weather Shield Products, Inc.  
APPLICANT: Mr. Gilberto Osle, Comptroller

SPECIFIC CONDITIONS:

1. VOC emissions shall be accounted for and controlled through accurate record-keeping of all paints and solvents used in operation of the spray booth facility. The applicant shall submit annual reports to the South Florida Subdistrict Office as proof of compliance with permit VOC units, commencing one year after the operating permit is issued and annually thereafter.
2. The amounts of paints and solvents used shall be as outlined in the permit application and shall be restricted to prevent daily VOC emissions from exceeding 100 pounds per day. E
3. The paint spray booth shall not be operated unless the exhaust fan and filters are functioning properly. Additional precautions such as covering of solvent containers when not in use, shall be taken to prevent escape of VOC fugitive emissions.
4. Compliance with the conditions of the permit shall be determined through visual inspection by a Department or Metropolitan Dade County Environmental Resources Management representative, and submittal of paint/solvent records as stated in Condition No. 1.
5. Following compliance approval and at least prior to sixty (60) days before the expiration of this permit, a complete application for an Operating Permit shall be submitted to the DER, South Florida Subdistrict Office. Full operation of the source may then be conducted in compliance with the terms of this permit until expiration or until receipt of an operating permit.
6. The applicant shall continue the retention of the engineer of record for inspection of the construction of the plant. The Form DER 17-1.122(20) Certification of Completion of Construction, may be submitted in lieu of an application for an operation permit.

8.25  
→

100 lb / day

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~~SPECIFIC CONDITIONS~~

- 7. There shall be no discharges of liquid effluents or contaminated runoff from the plant site.
- 8. Fugitive particulates generated at this site shall be adequately controlled.
- 9. Objectionable odors are prohibited in accordance with Chapter 17-2.05(4), Florida Administrative Code.

Expiration Date: October 1, 1981

Issued this 11<sup>TH</sup> May day of 81, 1981

                     Pages Attached.

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL REGULATION



Signature

Warren G. Strahm  
Subdistrict Manager

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RULES OF THE ADMINISTRATION COMMISSION  
MODEL RULES OF PROCEDURE  
CHAPTER 28-5  
DECISIONS DETERMINING SUBSTANTIAL INTERESTS

PART II  
FORMAL PROCEEDINGS

28-5.201 Initiation of Formal Proceedings.

- (1) Initiation of formal proceedings shall be made by petition to the agency responsible for rendering final agency action. The term petition as used herein includes any application or other document which expresses a request for formal proceedings. Each petition should be printed, typewritten or otherwise duplicated in legible form on white paper of standard legal size. Unless printed, the impression shall be on one side of the paper only and lines shall be double-spaced and indented.
- (2) All petitions filed under these rules should contain:
  - (a) The name and address of each agency affected and each agency's file or identification number, if known;
  - (b) The name and address of the petitioner or petitioners, and an explanation of how his/her substantial interests will be affected by the agency determination;
  - (c) A statement of when and how petitioner received notice of the agency decision or intent to render a decision;
  - (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 demand for relief to which the petitioner deems himself entitled; and
  - (g) Other information which the petitioner contends is material.

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A petition may be denied if the petitioner does not state adequately a material factual allegation, such as a substantial interest in the agency determination, or if the petition is untimely. (Section 28-5.201(3) (a), FAC)