

WAIVER OF 90 DAY TIME LIMIT  
UNDER SECTIONS 120.60(2) and 403.0876, FLORIDA STATUTES

License (Permit, Certification) Application No. AC48-214902

Applicant's Name: Foamex, L.P.

With regard to the above referenced application, the applicant hereby with full knowledge and understanding of applicant's rights under Sections 120.60(2) and 403.0876, Florida Statutes, waives the right to have the application approved or denied by the State of Florida Department of Environmental Regulation within the 90 day time period prescribed by law. Said waiver is made freely and voluntarily by the applicant, with full knowledge, and without any pressure or coercion by anyone employed by the State of Florida Department of Environmental Regulation.

This waiver shall expire on the 21 day of March 1994.

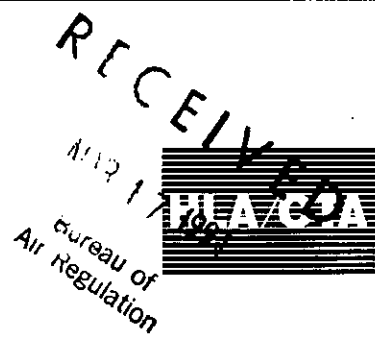
The undersigned is authorized to make this waiver on behalf of the applicant.

Charles Evenson  
Signature

Charles Evenson  
Name (Please Type or Print)

Revised April, 1990

Harding Lawson Associates



March 14, 1994

26005/F21.816

Mr. Willard Hanks  
Bureau of Air Regulation  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

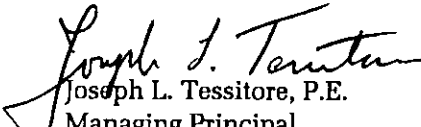
**Foamex, L.P.**  
**Application for Permit to Construct**  
**a Flexible Polyurethane Foam Manufacturing Facility**

Dear Mr. Hanks:

Please find enclosed the completed form for waiver of the 90 day time limit for Permit Application Number AC48-214902, for Foamex, L.P. This waiver is granted to provide sufficient time for submission of complete dispersion modeling results in response to the issues discussed during our meeting of January 27. Please do not hesitate to contact me should you have any questions or comments concerning this matter.

Yours very truly,

**HARDING LAWSON ASSOCIATES/CROSS TESSITORE & ASSOCIATES**

  
Joseph L. Tessitore, P.E.  
Managing Principal

jLT/PKR/pkr  
foamex15.doc/

cc: Mr. Art Pereira, Foamex L.P.  
Mr. Douglas Terrill, Foamex L.P.  
Mr. Dennis Nester, Orange County Environmental Protection Division (OCEPD)  
Mr. Charles Collins, P.E., FDEP - Central Florida District

WAIVER OF 90 DAY TIME LIMIT  
UNDER SECTIONS 120.60(2) and 403.0876, FLORIDA STATUTES

License (Permit, Certification) Application No. AC48-214902

Applicant's Name: Foamex, LP

With regard to the above referenced application, the applicant hereby with full knowledge and understanding of applicant's rights under Sections 120.60(2) and 403.0876, Florida Statutes, waives the right to have the application approved or denied by the State of Florida Department of Environmental Regulation within the 90 day time period prescribed by law. Said waiver is made freely and voluntarily by the applicant, with full knowledge, and without any pressure or coercion by anyone employed by the State of Florida Department of Environmental Regulation.

This waiver shall expire on the 20 day of June 1994.

The undersigned is authorized to make this waiver on behalf of the applicant.

*Douglas Terrill*

Signature

DOUGLAS TERRILL

Name (Please Type or Print)

Harding Lawson Associates



RECEIVED  
FEB 07 1994  
Bureau of  
Air Regulation

February 3, 1994

26005/F21.816

Mr. Willard Hanks  
Engineer IV  
Permitting and Standards Section  
Bureau of Air Regulation  
Florida Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

**Meeting - January 27, 1994**  
**Foamex, L. P.**  
**Application for Permit**  
**to Construct a Flexible Polyurethane**  
**Foam Manufacturing Facility**

Dear Willard:

I enjoyed seeing you and Claire at our meeting on January 27, 1994. I would also like to thank you and Claire on behalf of my client for taking time from your schedule to discuss the critical issues concerning the subject application.

As a result of the discussion at the subject meeting, the following permitting approach was agreed upon:

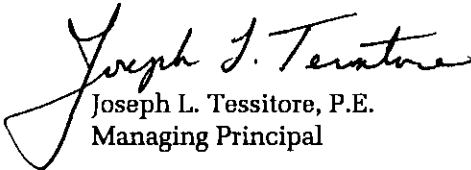
- (1) Foamex, L. P. will withdraw the existing application and submit a revised application in the immediate future.
- (2) The revised application will be for construction of an enhanced emission collection and dispersion system for methylene chloride to show compliance with existing Florida Acceptable Ambient Air Concentrations. The proposed system will bring about enhanced collection and dispersion via increased fan capacity and increased emission stack heights.
- (3) The acceptability of the above dispersion system will be demonstrated by use of the current FDEP air modeling programs with all program inputs and assumptions being acceptable to Mr. Cleve Holliday of FDEP.
- (4) Once the revised application has been completed, FDEP will issue an Intent to Permit by April 15, 1994, and a Final Permit within 30 days, assuming that no Administrative Hearing is required.

- (5) The permit issued based on the revised application will require (a) that Foamex, L. P. construct and install the subject dispersion system within nine (9) months of the date of permit issuance, and (b) that Foamex, L. P. will file semi-annual reports on the status of process changes, chemical substitutions, and emission controls in the Flexible Polyurethane Foam Manufacturing Industry.
- (6) The Operating Permit will be valid for a period of five (5) years with the understanding that EPA Title III MACT Standards would ultimately supersede and/or replace the Operating Permit requirements.

If you have any questions on the above approach and/or require any additional information, please do not hesitate to call upon me.

Yours very truly,

**HARDING LAWSON ASSOCIATES**

  
Joseph L. Tessitore, P.E.  
Managing Principal

JLT/pkr  
foamex10.doc/

cc: Mr. Claire H. Fancy, P.E.  
Bureau of Air Regulation  
Florida Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Mr. Art Pereira, Foamex, L.P.  
Foamex, L. P.  
823 Waterman Avenue  
East Providence, Rhode Island 02914

Mr. Charles Eavenson, Foamex, L.P.  
Foamex, L. P.  
Regency Industrial Park  
1351 Gemini Boulevard  
Orlando, Florida 32821-9276

*C. Collins, C. Dist  
D. Nestor, Orange Co.*

Harding Lawson Associates



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JAN 14 1994

Bureau of  
Air Regulation

January 10, 1994

26005/F21.816

Mr. C. H. Fancy, P.E.  
Bureau of Air Regulation  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

**Foamex, L.P.**  
**Application for Permit to Construct**  
**a Flexible Polyurethane Foam Manufacturing Facility**

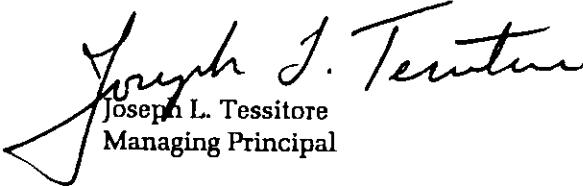
Dear Mr. Fancy:

Your department is currently reviewing a construction permit application for the Foamex, L.P. Polyurethane Foam Manufacturing facility in Orlando. The most recent submittal was made to FDEP on December 13. This letter is to request a meeting to discuss the application and recent submittal with you and your staff. In specific, it is requested that Mr. Willard Hanks be in attendance as it is my understanding that he has conducted a significant portion of the application review for this project. Both myself and Mr. Arthur Pereira of Foamex, L.P. would be attending the meeting.

Our schedules allow for a meeting on any date from January 24 through February 4. If you are available on any of these dates for a meeting, please let me know. If not, I will provide additional dates for consideration. Should you have any questions or comments concerning this issue, please do not hesitate to contact me.

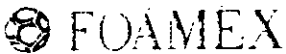
Yours very truly,

**HARDING LAWSON ASSOCIATES**

  
Joseph L. Tessitore  
Managing Principal

JLT/pkr  
foamex14.doc/pkr

cc: Mr. Arthur Pereira, Foamex L.P.  
Mr. Willard Hanks, FDEP ✓



A Limited Partnership

December 13, 1993

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DEC 15 1993

Mr. Willard Hanks  
Bureau of Air Regulations  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Bureau of  
Air Regulation

Subject: Foamex, L.P.  
Application For Permit to Construct  
a Flexible Polyurethane Foam Manufacturing Facility

Dear Mr. Hanks:

Please find enclosed a Letter Response and revised application sections addressing the information requested during our meeting in Tallahassee on June 9, 1993. Also enclosed is a completed form for waiver of the 90 day time limit for permit application no. AC48-214902, for Foamex, L.P. This waiver is requested to provide for your review of the enclosed submittal document.

Please do not hesitate to contact me should you have any questions or comments concerning this matter.

Sincerely,

Charles W. Eavenson  
Plant Manager

CWE/dmc  
c21001.doc

CC: Mr. Dennis Nester, Orange County Environmental Protection Division (OCEPD)  
Mr. Charles Collins, P.E., FDER - Central Florida District  
Mr. Art Pereira, Foamex, L.P.

Regency Industrial Park  
1351 Gemini Blvd  
Orlando FL 32821-9276  
Phone: 407 857 2510  
FAX: 407 826 9400



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1 From (Your Name) Please Print <b>Rykowski</b>		Date <b>12-14-93</b>		2 To (Recipient's Name) Please Print <b>Mr. Willard Hanks</b>		Recipient's Phone Number (Very Important) <b>(904) 488-1300</b>			
Company <b>A HLA</b>		Your Phone Number (Very Important) <b>(407) 951-1484</b>		Company <b>FDEP</b>		Department/Floor No.			
Street Address <b>163 S CONWAY RD</b>				Exact Street Address (We Cannot Deliver to P.O. Boxes or P.O. Zip Codes.) <b>2600 Blair Stone Road</b>					
City <b>PLANO</b>		State <b>FL</b>		City <b>Tallahassee</b>		State <b>FL</b>			
ZIP Required <b>32812</b>		ZIP Required <b>32399-2400</b>		YOUR INTERNAL BILLING REFERENCE INFORMATION (optional) (First 24 characters will appear on invoice.) <b>6005</b>					
3 PAYMENT <input checked="" type="checkbox"/> Bill Sender 2 <input type="checkbox"/> Bill Recipient's FedEx Acct. No. 3 <input type="checkbox"/> Bill 3rd Party FedEx Acct. No. 4 <input type="checkbox"/> Bill Credit Card				IF HOLD AT FEDEX LOCATION, Print FEDEX Address Here Street Address City State ZIP Required					
5 SERVICES (Check only one box)		6 DELIVERY AND SPECIAL HANDLING (Check services required)		PACKAGES		WEIGHT in Pounds Only			
Priority Overnight (Delivery by next business morning) 11 <input type="checkbox"/> OTHER PACKAGING 16 <input type="checkbox"/> FEDEX LETTER* 12 <input type="checkbox"/> FEDEX PAK* 13 <input type="checkbox"/> FEDEX BOX 14 <input type="checkbox"/> FEDEX TUBE Economy Two-Day (Delivery by second business day) 30 <input type="checkbox"/> ECONOMY* <small>* Economy Letter Rate not available. Minimum charge One pound Economy rate</small> Freight Service (for packages over 150 lbs.) 70 <input type="checkbox"/> OVERNIGHT FREIGHT** <small>(Confirmed reservation required)</small> 80 <input type="checkbox"/> TWO-DAY FREIGHT** <small>**Declared Value Limit \$500. Call for delivery schedule.</small>		Weekday Service 1 <input type="checkbox"/> HOLD AT FEDEX LOCATION WEEKDAY (Fill in Section H) 2 <input checked="" type="checkbox"/> DELIVER WEEKDAY Saturday Service 31 <input type="checkbox"/> HOLD AT FEDEX LOCATION SATURDAY (Fill in Section H) 3 <input type="checkbox"/> DELIVER SATURDAY (Extra charge) (Not available to all locations) 9 <input type="checkbox"/> SATURDAY PICK-UP (Extra charge) Special Handling 4 <input type="checkbox"/> DANGEROUS GOODS (Extra charge) 6 <input type="checkbox"/> DRY ICE (Dangerous Goods Shipper's Declaration not required) Dry Ice 9 UN 1845 X kg 904 III 12 <input type="checkbox"/> HOLIDAY DELIVERY (If offered) (Extra charge)		YOUR DECLARED VALUE (See right) Total Total Total 1 4 DIM SHIPMENT (Chargeable Weight) L x W x H Received At 1 <input type="checkbox"/> Regular Stop 3 <input type="checkbox"/> Drop Box 2 <input type="checkbox"/> On-Call Stop 5 <input type="checkbox"/> Station		Emp. No. Date <input type="checkbox"/> Cash Received <input type="checkbox"/> Return Shipment <input type="checkbox"/> Third Party <input type="checkbox"/> Chg. To Del. <input type="checkbox"/> Chg. To Hold Street Address City State Zip Received By. X Date/Time Received FedEx Employee Number Release Signature:		Federal Express Use Base Charges Declared Value Charge Other 1 Other 2 Total Charges REVISION DATE 12/92 PART #137204 FXEM 1093 FORMAT #158 <b>158</b> © 1992-93 FEDEX PRINTED IN U.S.A.	

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