

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

ROBERT H. and ZETTA M. BAKER, and  
WILLIAM D. and GEROGIA M. TOWNER,

Petitioner,

vs.

DOAH CASE NO. 00-4594  
OGC CASE NO. 00-1797

SAMSULA RECYCLING, INC., and  
STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION,

Respondents.

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**FINAL ORDER**

On September 14, 2000, the Florida Department of Environmental Protection (Department) received a Combined Petition for Formal Administrative Hearing and to Initiate Rulemaking from Petitioners ROBERT H. and ZETTA M. BAKER, and WILLIAM D. and GEROGIA M. TOWNER. The Combined Petition challenged the Department's decision to issue Permit No. 7775112-001-AC to SAMSULA RECYCLING, INC., 363 S. R. 415, New Smyrna Beach, Volusia County, Florida.

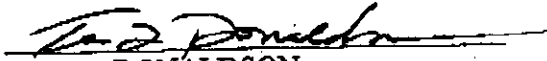
On January 30, 2001, after receiving a settlement stipulation, the assigned administrative law judge issued an order closing the file of the Division of Administrative Hearings and relinquishing jurisdiction back to the Department. See Exhibit 1. There being no further matters to consider,

IT IS ORDERED:

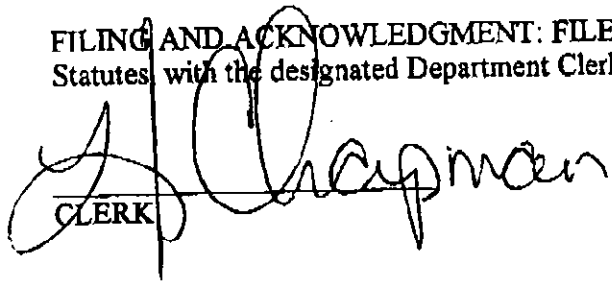
The petition having been withdrawn, the Department is directed to issue Permit No. 7775112-001-AC to Samsula Recycling, Inc.

DONE AND ORDERED this 23<sup>rd</sup> day of February, 2001 in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

  
TERI L. DONALDSON  
General Counsel  
3900 Commonwealth Boulevard  
Mail Station 35  
Tallahassee, Florida 32399-3000

FILING AND ACKNOWLEDGMENT: FILED, on this date, pursuant to Section 120.52 Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

  
CLERK

2/23/01  
DATE

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by

 U. S. Mail  facsimile  Federal Express this 2<sup>ND</sup> day of MARCH, 2001 to:

J. A. Jurgens, Esq.  
Scott Price, Esq.  
J.A. JURGENS, PA  
505 Wekiva Springs Road, Suite 500  
Longwood, FL 32779

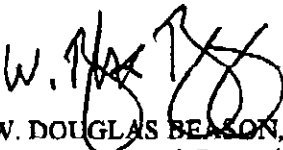
Facsimile: 407-722-2278

Christopher W. Wickersham, Sr.  
WICKERSHAM & BOWERS  
PO Drawer 2250  
Daytona Beach, FL 32115-2250

Facsimile: 904-239-5133

Michael Stokes  
Samsula Recycling Inc.  
363 State Road 415  
New Smyrna Beach, FL 32168

Facsimile: 904-423-1436

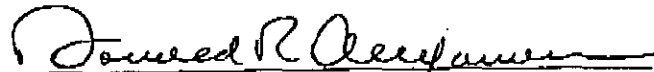
  
W. DOUGLAS BEASON,  
Assistant General Counsel

with a courtesy copy to:

William Lettler, PE  
Bruce Mitchell, Eng. IV  
DEP - Air Res. Mgt.  
Via facsimile only 922-6979



DONE AND ORDERED this 30th day of January, 2001, in  
Tallahassee, Leon County, Florida.



DONALD R. ALEXANDER  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-3060  
(850) 488-9675 SUNCOM 278-9675  
Fax Filing (850) 921-6847  
[www.doah.state.fl.us](http://www.doah.state.fl.us)

Filed with the Clerk of the  
Division of Administrative Hearings  
this 30th day of January, 2001.

COPIES FURNISHED:

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Post Office Drawer 2250  
Daytona Beach, Florida 32115-2250

**Leffler, William**

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**From:** Beason, Doug  
**Sent:** Thursday, February 15, 2001 9:14 AM  
**To:** Glenn, Lisa  
**Cc:** Leffler, William  
**Subject:** Samsula Recycling

Lisa, could we expedite the order closing file?

Bill, go ahead and issue and mail the final permit (it should be identical to permit as originally noticed. The entry of the order closing file is ministerial at this juncture).

Douglas Beason