

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Certificate of Public Convenience and Necessity

DEPARTMENT: Environmental Services DIVISION: Solid Waste Management

AUTHORIZED BY: *Robert G. Adolph* CONTACT: *David Gregory* EXT. 2022
Robert G. Adolph, P.E. David Gregory

Agenda Date <u>03-09-04</u>	Regular <input type="checkbox"/>	Consent <input checked="" type="checkbox"/>	Work Session <input type="checkbox"/>	Briefing <input type="checkbox"/>
	Public Hearing – 1:30 <input type="checkbox"/>		Public Hearing – 7:00 <input type="checkbox"/>	

MOTION/RECOMMENDATION:

Approve and authorize Chairman to execute Certificate of Public Convenience and Necessity for 4 Jays – Management, Inc.

BACKGROUND:

Chapter 235 of the Seminole County Code authorizes the Board to regulate the collection and disposal of waste in the unincorporated county. The above company has complied with the requirements as set forth in the Seminole County Code and has requested a Certificate of Public Convenience and Necessity (COPCN) from Seminole County to perform commercial collection services of waste in the unincorporated areas of Seminole County.

This firm has provided an application that indicates that they only provide Construction and Demolition (C&D) Debris collection services, Special Waste collection services, or Recyclables collection services. Staff has verified this information through follow up telephone conversations. Firms that collect only C&D Debris, Special Wastes, or Recyclables are not required to obtain a non-exclusive commercial solid waste collection franchise. These firms are required to obtain COPCNs.

Reviewed by: <u><i>David</i></u> 2-25-04
Co Atty: <u><i>David</i></u>
DFS: <u>N/A</u>
Other: <u>N/A</u>
DCM: <u><i>[Signature]</i></u>
CM: <u><i>[Signature]</i></u>
File No. <u>CESS01</u>



Certificate Of Public Convenience and Necessity

LET IT BE KNOWN, the holder of this Certificate of Public Convenience and Necessity ("the Holder") has read and agreed to comply with the requirements and standards of service set forth in Seminole County Code Chapter 235, and all other local, state and federal regulations that apply to the proper collection and disposal of waste. The Holder has acknowledged that failure to comply with any or all of the standards or requirements set forth in Seminole County Code Chapter 235 will result in termination of this Certificate of Public Convenience and Necessity.

Company Name: 4 Jays - Management, Inc.

Street Address: PO Box 390395

City, State & Zip: Deltona, FL 32739

Type of Operation: Commercial Collection Service

This Certificate of Public Convenience and Necessity is valid from October 1, 2003 through September 30, 2004, and is applicable to Commercial Collection Service in the unincorporated County only.

ATTEST:

Board of County Commissioners
Seminole County, Florida

Maryanne Morse

Clerk to the Board of
County Commissioners of
Seminole County, Florida

By: _____
Daryl G. McLain, Chairman

Date: _____

As authorized for execution by the Board of County Commissioners at their _____, 20 ____, regular meeting.

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY APPLICATION
Four Jays Land Clearing (FJL), Inc.

Complete all items below, attach additional sheets if necessary.

TYPE OF OPERATION

WASTE TYPE

Commercial Collection Service X
 C & D Disposal/Recycling Facility Four Jays landfill
 Medical Waste Disposal Facility _____
 Recycling Facility _____
 Yard Waste Disposal Facility _____
 Incinerator Facility _____
 Landfill Facility Four Jays C & D Waste Disposal Samsula, FL
 Class 1 _____
 Class 2 _____
 Class 3 _____

Biological Waste _____
 Biohazardous Waste _____
 C&D Debris X
 Furniture _____
 Garbage _____
 Hazardous Waste _____
 Infectious Waste _____
 Recyclable Materials _____
 Rubbish _____
 Sludge _____
 Solid Waste _____
 Special Waste _____
 White Goods _____
 Yard Waste Bulk _____
 Yard Waste Regular _____

Residential Collection Service: NOTE: Seminole County has current Franchise Agreements for Residential Collection.

Date: 12-24-03

Present Company Name: 4 Jays - Management, Inc.

Present Company Address: P.O. BOX 390395, Deltona, FL 32739 / 1382 Howland Blvd Ste 120 Deltona, FL 32738

Local Telephone Number: 386-860-4355 FAX: 575-1101

Contact Person: Barney Johnson (B.J.) 386-575-0911

Email Address: FJL4444@bellsouth.net

Prior Companies & Form of Business: _____

Owners/Stockholders/5% or more: Keith Jung 50% - Glen Jung 50%

Number of years in business: 20+ , Incorporated 2000

Number of customers and type of service provided: 50+ , ROLL OFF CONTAINERS (20, 30 & 40 YARDS)

Please Attach the Following Information: (if completed)

- For Each Vehicle please provide the I.D. Number, Year, Make, Model, Type, and Capacity.
- Copies of all forms of agreement for service.
- Map of area to be served. - all of Seminole County

Statement of Capability and Financial Responsibility

I certify that Four Jays Landclearing Commercial Division is capable of performing the service(s) applied for and is Financial Responsible.

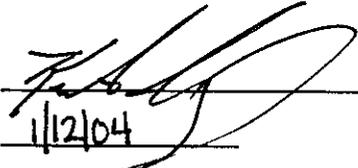
Signature _____

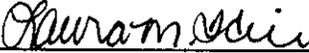
Date 1/12/04

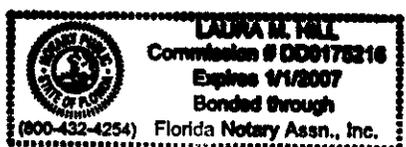
Revised - 1-21-04

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I/We have received and read Chapter 235 of the Seminole County Code. I/We fully understand that I/We must abide by and incorporate the requirements and standards of service set forth in this chapter in each agreement to provide service in Seminole County. I/We understand that failure to comply with any or all of the standards or requirements set forth in Chapter 235 of the Seminole County Code will result in termination of the Certificate of Public Convenience and Necessity.

Owner: 
Date: 1/12/04

Notary: 
Date: 1/12/04



**AFFIDAVIT OF CORPORATE
IDENTITY/AUTHORITY**

STATE OF FLORIDA
COUNTY OF VOLUSIA

COMES NOW, KEITH JUNG, being first duly sworn,
who deposes and says:

(1) That he/she is the VICE - PRESIDENT, an officer
of 4 Jays - Management, Inc. corporation existing
under the laws of the State of FLORIDA;

(2) That he/she is authorized to execute the Certificate Of Public
Convenience And Necessity Application on behalf of the above named
corporation; and

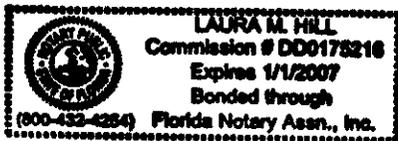
(3) That this Affidavit is made to induce Seminole County to issue a
Certificate Of Public Convenience And Necessity for solid waste commercial
collection services to the above-named corporation.

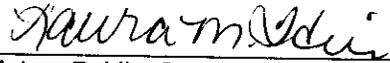
FURTHER AFFIANT SAYETH NAUGHT



KEITH JUNG, Affiant

The following Affidavit was signed, acknowledged and sworn to by _____
KEITH JUNG before me this 4th day of February, 2004.





Notary Public, State of Florida
My commission expires: 1-1-2007

14461

63-943-631

SOUTHTRUST BANK

FOUR JAYS LANDCLEARING COMMERCIAL DIVISION INC.

P.O. BOX 390395
DELTONA, FL 32738-0395

1/19/2004

PAY TO THE ORDER OF Seminole County

\$ **140.00

One Hundred Forty and 00/100***** DOLLARS

Seminole County

CUPEN

James Jung

MEMO Annual Franchise Fee

⑈014461⑈ ⑆063109430⑆ 58 831030⑈

Security Features Included. Details on back.

Four Jays Landclearing Commercial Division, Inc.

P.O. BOX 390395
Deltona, FL 32739
PHONE: (386) 860-4355
FAX: (386) 575-1101

#2

APPLICATION FOR CREDIT

COMPANY: _____ DATE: _____
ADDRESS: _____ PHONE #: _____
_____ FAX # _____

(City, State, Zip Code)

ACCOUNTING CONTACT: _____
DATE YOUR BUSINESS OPENED: _____

CREDIT AMOUNT DESIRED: \$ _____

BANK NAME: _____ ACCT #: _____

ADDRESS: _____ PHONE #: _____

(City, State, Zip Code)

TRADE REFERENCES (2 REQUIRED)

COMPANY: _____ COMPANY: _____

ADDRESS: _____ ADDRESS: _____

(City, State, Zip Code)

(City, State, Zip Code)

PHONE#: _____ PHONE #: _____

FAX #: _____ FAX #: _____

CONTACT: _____ CONTACT _____

ACCT#: _____ ACCT. #: _____

RETAIL TRADE REFERENCES (OTHER THAN SUBCONTRACTORS) MUST SHOW ACCOUNT NUMBER AND LIST PHONE NUMBER TO STORE'S MAIN CREDIT OFFICE.

I, We, the undersigned, hereby authorize Four Jay's Landclearing Commercial Division, Inc. to make any investigation of (my, our) banking financial history and credit record through any investigative or credit agencies, or bureaus of its choice.

(Please print your name here)

(Please print your title here)

(SIGNATURE)

SPECIAL NOTE: There is a 5 – 7 day waiting period to complete the credit investigation before an account will be opened.

Four Jays Landclearing Commercial Division, Inc.

P.O. BOX 390395
Deltona, FL 32739
PHONE: (386) 860-4355
FAX: (386) 575-1101

#2

APPLICATION FOR RETAIL CREDIT, CON'T

In signing this application, I/we do so with the understanding that any and all purchases are due and payable upon receipt of invoices (unless other payment arrangements have been agreed upon), regardless of who you are waiting to be paid by. If it becomes necessary to initiate collection proceedings, I/we understand that I/we are/am liable for all court cost and agrees to be personally responsible for any waste disposal fees incurred by the corporation pursuant to this application.

Four Jays Landclearing Commercial Division, Inc.
DOES NOT ALLOW RETAINAGE DEDUCTIONS FROM INVOICES.
INVOICES ARE TO BE PAID IN FULL.

DATE: _____

(Name of Company)

(Authorized Signature) – Must be original

THE ABOVE SIGNATURE MUST BE NOTARIZED IN ORDER TO VALIDATE YOUR ACCOUNT WITH FOUR JAYS.

STATE OF: _____

COUNTY OF: _____

Sworn to and subscribed before me this _____ day of _____, 20_____.

(Notary Public)

MY COMMISSION EXPIRES: _____ (Notary Seal)

(If you do not have a Notary Public on your staff, your banking institution should be able to do this for you).

FOUR JAYS LANDCLEARING COMMERCIAL DIVISION INC.
ROLL-OFF DISCLAIMER

#2

The driver that is at your property to complete a work order you have requested will ask that you read this form and sign where indicated below.

This procedure is being implemented to protect you and to protect our company.

Due to the size of our equipment and the space it requires for mobilization, you are hereby notified that damage could occur. Be advised; however, that Four Jays **will not** be responsible for damage that is sustained to your property when filling your current order. Our drivers have several years experience in this line of work, but they do not have detailed knowledge of your property or perils which might exist. We always have and will continue to exercise extreme care for the time we will be on your property. We assume no responsibility for cracked concrete or asphalt damage that may occur.

Before allowing our drivers to proceed with their work, please consider locations of septic tanks, electrical boxes, mail boxes, sidewalks, driveways, landscaping, lawns, or other property or assets located on your property that might interfere with the completion of their work. Our trucks **cannot** go up over any curbing to gain access to any property without temporary ramps being erected by the property owner.

The debris **CANNOT** be loaded over the top rail of the container. If you have loaded the can above the top rail, the driver **WILL** remove any debris over the top rail and leave it on your premises. This is a safety issue, and our drivers will **NOT** haul the container if the debris is over the top rail.

We are not authorized to accept certain types of debris, if you have any questions about what type of debris you can put in our containers- please contact our office. If any unauthorized debris is put in the container- it will be removed prior to pick-up and left on your site. Some of these items that we **CANNOT** accept include- appliances, tires, carpeting, batteries, household trash, electronics, furniture, asbestos, hazardous materials.

If you feel that the work cannot be successfully completed without damage to your property, please contact 407-330-4088 immediately to discuss the situation and advise the driver at your property that they should not proceed.

If you sign this form and consent to the work being completed, you will be responsible for any damage to your property **and** any damage our vehicles or equipment might sustain which was out of our control.

Accepted and Agreed this _____ day of _____, 2003.

Customer Signature

Printed Name