

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Certificate of Public Convenience and Necessity

DEPARTMENT: Environmental Services DIVISION: Solid Waste Management

AUTHORIZED BY: *John Cirello* CONTACT: *David Gregory* EXT. 2022
John Cirello, Ph. D., P.E. David Gregory

Agenda Date 10-11-05 Regular Consent Work Session Briefing
Public Hearing – 1:30 Public Hearing – 7:00

MOTION/RECOMMENDATION:

Approve and authorize Chairman to execute Certificate of Public Convenience and Necessity for Sun State Trees and Property Maintenance, Inc. to operate a yard waste recycling facility as described on the Certificate.

BACKGROUND:

Chapter 235 of the Seminole County Code requires a company to obtain a Certificate of Public Convenience and Necessity from the Board of County Commissioners to operate a recycling facility in unincorporated Seminole County.

Sun State was first issued a COPCN on July 27, 2004. This COPCN continues the initial terms and conditions. Annual inspections of Sun State Trees have found the site to be in compliance with the terms and conditions of the current COPCN.

Sun State Tree Service and Property Maintenance, Inc. (Sun State) submitted an application to operate a yard waste recycling facility on CR 427 in unincorporated Casselberry. Sun State's application indicated that the company intends to grind yard waste from its own tree trimming operations and recycle the mulch through a commercial mulch company.

Staff recommends issuance of a COPCN to Sun State under the following conditions:

- The facility shall process only yard waste material generated by the holder's own tree service operations.
- All material shall be processed and moved off site within 30 days on a first in-first-out basis.
- No more than 300 cubic yards of material (processed plus unprocessed material) shall be stored on site at any one time.
- The facility shall comply with all requirements of the Seminole County Land Development Code and all other applicable rules and regulations (per Seminole County Code Section 235.52(d).
- The facility shall be operated in accordance with applicable Florida Department of Environmental Protection standards, including Section 62-709 Florida Administrative Code.
- The facility shall comply with all other Federal, State, and local requirements.

Reviewed by: 9-23-05
Co Atty: *J. Dietrich*
DFS: N/A
Other: N/A
DCM: *SS*
CM: *KG*
File No. CESS02



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.

This Certificate is issued subject to Holder's compliance with the following:

1. The facility shall process only yard waste material generated by the Holder's own tree service operations.
2. All material shall be processed and moved off site within 30 days on a first in-first-out basis.
3. No more than 300 cubic yards of material (processed plus unprocessed material) shall be stored on site at any one time.
4. The facility shall be operated in accordance with applicable Florida Department of Environmental Protection standards, including Section 62-709, Florida Administrative Code.
5. The facility shall comply with all Federal, State, and local requirements and regulations.

Company Name: Sun State Trees and Property Maintenance, Inc.

Street Address: 295 Lyman Road

City, State & Zip: Casselberry, Florida 32707

Type of Operation: Yard Waste Recycling Facility

This Certificate of Public Convenience and Necessity is valid from execution through September 30, 2006, and is applicable to the named company, Sun State Trees and Property Maintenance, Inc., for a Yard Waste Recycling Facility at the address indicated, only.

ATTEST:

Board of County Commissioners
Seminole County, Florida

Maryanne Morse

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

By: Carlton D. Henley, Chairman

Date: _____

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

SEMINOLE COUNTY
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
Company Information

SUN STATE TREES AND PROPERTY MAINTENANCE, INC.
(Company Name)

Seminole County Code, Section 235.51 requires firms that collect waste, operate a landfill, disposal facility, recycling facility, or incinerator to possess a COPCN issued by the Board of County Commissioners. The COPCN is valid from October 1, 2005 through September 30, 2006.

Please complete all application items enclosed and return with a check to cover the \$100.00 application fee and \$20.00 for each vehicle identified on the form included. Make checks payable to Seminole County BCC-COPCN and mail to address below. Firms not meeting these requirements will no longer be authorized to work in Seminole County. If you have any questions, please contact Carol Norwood at 407-665-2023.

Date: AUG. 2005

Company Name: SUN STATE TREES AND PROPERTY MAINTENANCE, INC.
(Ensure corporate name matches name filed with Florida Dept. of State, Division of Corporations)

Company Address: 295 LYMAN ROAD

City: CASSELBERRY State: FL. Zip: 32707

Local Telephone Number: (407) 331-8905 Fax: (407) 339-8645

Contact Person: RANDALL A. NELLIS

Email Address: RSUNSTATETRE@aol.com

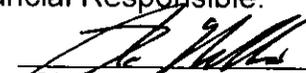
Prior Companies & Form of Business: _____

Owners/Stockholders/5% or more: RANDALL A. NELLIS / DOROTHY NELLIS

Number of years in business: (13) THIRTEEN

Statement of Capability and Financial Responsibility

I certify that SUN STATE TREES AND PROPERTY MAINT, INC is capable of performing the service(s) applied for and is Financial Responsible.


Signature

8-24-05
Date

SEMINOLE COUNTY
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Operation Type

SUN STATE TREES AND PROPERTY MAINTENANCE, INC.

(Company Name)

COLLECTION SERVICES:

Materials Collected:

SOLID WASTE:

- Furniture _____
- Garbage _____
- Rubbish _____
- Sludge _____

CONSTRUCTION & DEMOLITION DEBRIS:

- Concrete, brick and fines _____
- Wood _____
- Land Clearing Debris _____
- Asphalt _____
- Drywall _____
- Roofing Shingles _____

RECYCLABLE MATERIALS:

- Newspaper _____
- Glass _____
- Aluminum Cans _____
- Plastic Bottles _____
- Steel Cans _____
- Other Plastics _____
- Ferrous Metals _____
- Non-Ferrous Metals _____
- Corrugated Cardboard _____
- Office Paper _____
- Food Waste _____
- Textiles _____
- Other (specify) _____

SPECIAL WASTES:

- Yard Trash _____
- White Goods _____
- Tires _____
- Other (specify) _____

HAZARDOUS WASTES:

- Biological Waste _____
- Biohazardous Waste _____
- Other (specify) _____

FACILITY OPERATIONS:

Address: 1452 SO. CO. RD. 427
LONG WOOD, FL. 32750

Type of Facility:

LANDFILL:

- Class 1 _____
- Class 2 _____
- Class 3 _____
- C&D _____

RECYCLING FACILITY:

- C&D processing _____
- Materials Recovery _____
- Yard Waste/Tree Debris X

INCINERATOR:

Specify _____

Materials handled at facility (list all)

TREE AND BRUSH DEBRIS ONLY

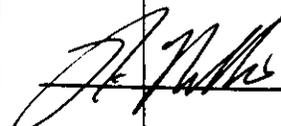
Tons handled annually

(per material, if applicable)

ESTIMATE ONLY

10 TO 12 THOUSAND TONS

***INCLUDE COPIES OF ALL
PERTINENT REGULATORY AGENCY
OPERATION PERMITS***



RANDALL A. NELLIS



Department of Environmental Protection

Solid Waste Section, Mail Station 4565
2600 Blair Stone Road, Tallahassee, Florida 32399-2400

Form Title	<u>Yard Trash Processing Facility</u>
Effective Date	<u>October 22, 2000</u>
DEP Application No.	<u>(Filled in by DEP)</u>

Application for Registration of a Yard Trash Processing Facility

- Type of Application: New _____ Renewal (due April 1) X
- Type of Facility: Transfer Station _____ Both _____
Recycling Facility X
- Facility Name: Sun State Trees & Property Maintenance, Inc.-Site2 Facility ID# 222-04-YT
(Assigned by Department)
- Registrant (Company or Local Government) Name (if different):
Sun State Trees & Property Maintenance, Inc.
- Federal Employment Identification Number: 59-3578530
- Mailing Address: 295 Lyman Road
City Casselberry State FL Zip: 32707
- Street Address (if different): 1452 South County Road 427
City Longwood State FL Zip 32750
County Seminole
- Contact Person: Randy Nellis Telephone: (407) 331-8905
- Records required by Rule 62-709.320, F.A.C., will be kept at the facility? Yes X No _____
If no, please indicate where these records will be kept and made available upon Department request to review the records:

- Does the registrant own the facility site? Yes _____ No X
If you answered no, please provide evidence that the facility owner or operator has permission from the landowner to operate a yard trash recycling facility at this site.
- Has the facility begun operations? Yes X No _____
- Include a check or money order for the \$35.00 registration fee made payable to the Florida Department of Environmental Protection.

I affirm that I have read Rule 62-709.320, F.A.C., and shall comply with the requirements specified in that rule. I also affirm that the information provided in the application is true, accurate, and correct to the best of my knowledge. I have attached all documents and/or authorizations that are required.

RANDALL A. NELLIS/OWNER

Randall A Nellis

3-8-05

Print Name and Title of Authorized Agent

Signature of Authorized Agent

Date

Mail complete form and the \$35.00 registration fee to the address specified above.

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
Compliance Agreement

SUN STATE TREES AND PROPERTY MAINTENANCE, INC.

(Company Name)

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:  / RANDALL A. WELLS
Date: 8-24-05

Notary: Deanna M. Murray
Date: 8/24/05

 Deanna M. Murray
My Commission DD290450
Expires February 12, 2008

SEMINOLE COUNTY
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
Affidavit of Corporate Identity/Authority

SUN STATE TREES AND PROPERTY MAINTENANCE, INC.

(Company Name, This should match name filed with Florida Dept. of State, Division of Corporations)

STATE OF FLORIDA
COUNTY OF SEMINOLE

COMES NOW, RANDALL A. NELLIS, being first duly sworn, who
deposes and says:

(1) That he/she is the PRESIDENT A. Nellis, an officer
of SUN STATE TREES AND PROPERTY MAINT., 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

_____, Affiant

The following Affidavit was signed, acknowledged and sworn to by Randall
A. Nellis before me this 24 day of August, 2005



Deanna M. Murray
My Commission DD290450
Expires February 12, 2008

Deanna M. Murray
Notary Public, State of Florida

My commission expires: February 12, 2008



Florida Profit

SUN STATE TREES & PROPERTY MAINTENANCE, INC.

PRINCIPAL ADDRESS

295 LYMANN RD
 CASSELBERRY FL 32707
 Changed 04/12/2004

MAILING ADDRESS

295 LYMANN RD
 CASSELBERRY FL 32707
 Changed 04/12/2004

Document Number
 P99000045052

FEI Number
 593578530

Date Filed
 05/14/1999

State
 FL

Status
 ACTIVE

Effective Date
 05/15/1999

Registered Agent

Name & Address
NELLIS, DOROTHY J 858 WILDMERE LONGWOOD FL 32750
Address Changed: 04/12/2004

Officer/Director Detail

Name & Address	Title
NELLIS, RANDALL A 858 WILDMERE AVENUE LONGWOOD FL 32750	O
NELLIS, DOROTHY J 858 WILDMERE AVENUE LONGWOOD FL 32750	S

Annual Reports

Report Year	Filed Date
2003	01/29/2003
2004	04/12/2004
2005	01/18/2005

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No Events
No Name History Information

Document Images

Listed below are the images available for this filing.

[01/18/2005 -- ANN REP/UNIFORM BUS REP](#)
[04/12/2004 -- ANN REP/UNIFORM BUS REP](#)
[01/29/2003 -- COR - ANN REP/UNIFORM BUS REP](#)
[01/16/2002 -- ANN REP/UNIFORM BUS REP](#)
[06/13/2001 -- ANN REP/UNIFORM BUS REP](#)
[05/14/1999 -- Domestic Profit](#)

THIS IS NOT OFFICIAL RECORD; SEE DOCUMENTS IF QUESTION OR CONFLICT

[Corporations Inquiry](#)[Corporations Help](#)