

**AGREEMENT FOR REMOVAL OF REFRIGERANTS**

This agreement is made on the 27 day of July, 20 04 between **COMMERCIAL METALS COMPANY** ("Buyer") and the seller named below ("Seller").

Whereas, Seller may, from time to time, have appliances or whole or flattened motor vehicles (collectively styled "Materials") that contain refrigerant:

Whereas, Buyer will not accept Materials for recycling that contain refrigerant; and

Whereas, Seller wants to sell the Materials to Buyer and is therefore willing to remove all refrigerants from the Materials before their delivery to Buyer;

Now, Therefore, in and for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the seller and Buyer, Seller and Buyer agree as follows:

1. Seller may, from time to time, sell Materials to Buyer.
2. Buyer will pay Seller for the Materials in accordance with the agreement of Seller and Buyer therefor.
3. Seller warrants and represents to Buyer that all refrigerants will be removed from the Materials before the delivery of the Materials to Buyer.
4. Buyer warrants and represents to Seller that Buyer would not accept the Materials without Seller's foregoing warranty and representation.
5. Buyer will not be obligated to accept any Materials offered for sale by Seller whether or not refrigerants have been removed.
6. Seller will indemnify, defend, and hold Buyer harmless from any and all claims, demands and liabilities, including reasonable attorney's fees, resulting in whole or in part from a breach of Seller's warranty and representation.
7. This agreement shall continue until revoked in writing by either of the parties, whereupon this agreement will terminate thirty days after its receipt by the other party.

**EXECUTED AND DATED THE DAY AND YEAR FIRST ABOVE WRITTEN.**

**SELLER:**

**BUYER:**

NASSAU COUNTY, FLORIDA

Commercial Metals Company

( Seller's Name)

Floyd L. Vanzant

Timothy Everett

Name: Floyd L. Vanzant

Name: Timothy Everett

Title: Chairman, Board of County Commissioners

Title: Shred Buyer

ATTEST: J. M. "Chip" Oxley Jr.  
Ex-Officio Clerk

Approved as to form by the Nassau Co. Attorney:

Michael S. Mullin

## Contract / PURCHASE DATA SHEET

Date: 6-18-2004 CMC Reference No. \_\_\_\_\_

Issued by: \_\_\_\_\_

Company Manassas County Solid Waste Customer Order No. \_\_\_\_\_Address 440 S Kings Rd Phone: 879-6321Callahan, FL 32011 Contact: Lee PickettLocation \_\_\_\_\_ Weigh at: Landfill and CMCEquipment Required 2 40 yard roll-off containersPerson to See: Lee Pickett Start or P.U. Date Upon Approval

Other Notes: \_\_\_\_\_

Handling & Processing Instructions: Customer to load containers and contact CMC when ready to pick up. Customer to follow guidelines for material delivered

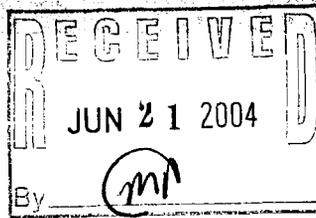
Type Scrap	Price or Formula	Est. (Tons/lbs.)/Mon.
1. <u>Shred</u>	<u>\$40<sup>00</sup>/GT</u>	
2.		
3.		
4.		
5.		
6.		
7.		
8.		

Service Charges Applied Box rental and pickup fee included in pricePayment Terms 15<sup>th</sup> of Month payment will be mailed out

Payment Made to \_\_\_\_\_

Notes: \_\_\_\_\_

Tommy Green  
CMC BUYER



Valued customer:

As you know, our primary concerns have always included the protection of the environment, the health and safety of our employees and visitors, and compliance with the many laws and regulations affecting our operations. As part of our efforts to stay on top of the increasingly complex laws and regulations, we have an on-going program to identify those materials that we can safely and efficiently recycle and those that we cannot.

The purpose of this letter is two fold:

- 1) To stress our continuing commitment to safe, environmentally responsible recycling. Our commitment is intended to protect you, our supplier, as well as ourselves. We want you to feel assured that when you send your recyclable materials to us; they will be handled in an environmentally responsible manner.
- 2) To remind you of the materials that we will **NOT ACCEPT**. These materials are:
  - Steel cable- unless it is cut in 4ft pieces.
  - Wire – unless it is cut in 4ft pieces. Wire spools or bundles must be tightly bound with steel strapping in a minimum of 4 places. (Please check with the buyer prior to delivering material).
  - Materials containing asbestos.
  - PCB transformers, capacitors, light ballasts, or other equipment or containers that contain or are contaminated with PCB's.
  - Sealed containers (Freon cans, torque converters, airbag canisters, etc. unless they have been cut in half.)
  - Batteries of any kind.
  - Flammable materials.
  - Materials containing excess or free flowing oil, gasoline, diesel fuel or other hydrocarbons.
  - Radioactive materials.
  - Garbage, trash, or excessive quantities of dirt, concrete, or other non-metallic materials.
  - Drums, tanks, or other containers that may have residues in them. (Unless they have been completely cleaned in accordance with applicable laws and with our prior approval).
  - Fuel tanks of any type.
  - Drums must be triple rinsed. (A decontamination certificate must be provided.)
  - Transformers.
  - Hydraulic cylinders, unless they are cut in half.
  - Tin food cans.

We will **ACCEPT** the following items at our automobile shredder (freon and capacitors must be removed).

- White goods. (Stoves, refrigerators, microwave ovens, dishwashers, freezers, etc.)
- Air conditioning units.
- Automobile shocks and struts.
- Automobile motors with the fluids removed.
- Transmissions with the fluids removed.
- Automobiles (no gas tanks, no tires, no freon). You must have the title or sign an affidavit of ownership.
- Vehicle rims must have lead weights removed.

This list is not intended to be all-inclusive. Suppliers as well as members of our industry must use common sense and best judgment to determine which materials cannot be safely and efficiently recycled and to manage the associated risks appropriately.

If these or other materials that we cannot otherwise accept are included in any shipment of materials delivered to or picked up by us, we will contact you in order to make the appropriate arrangements for handling of the rejected materials.

As always, we encourage your comments and suggestions and remain available to discuss these matters with you at your convenience. Your cooperation is sincerely appreciated.