



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

Jan. 6, 2022

Clark Langmack
IMET Corporation
P.O. Box 470812
Cleveland, OH 44147

Dear Mr. Langmark,

This letter is in response to your request to use the Residential Septic Module (RSM) as an alternative repair method. The Department has no objection to the use of this alternative repair method. Note that this non-objection does **not** recognize any treatment effectiveness and does not allow the product to be used as an aerobic treatment unit (ATU) or as a component of a performance-based treatment system (PBTS). This non-objection is subject to the conditions below:

The proposed alternative repair method is under the scope of rule 62-6.015(3), Florida Administrative Code (F.A.C.). You provided information that this alternative repair method will include the following:

1. Installation of one IMET RSM system model (R14.500.S, R14.600.S, R14.900.S/D, R14.1200.S/D, R14.1500.D, R10.500.S, R10.600.S, R10.900.D, or R10.1200.D), an air pump meeting the manufacturer's specifications, and associated accessories. The IMET modules will be installed at the inlet end or the first of two tanks in series. The modules will be secured to the riser as described by the manual and in compliance with all 62-6 F.A.C. requirements.
2. The IMET-RSM can be installed in residential septic tank up to 1500 gallons effective capacity. Minimum septic tank sizing must meet **both** rule 62-6, F.A.C. Table II as well as the IMET manual specifications.

Specifications of which IMET model is used for estimated sewage flows between 200 and 1500 gpd is provided in the attached design, installation and maintenance manual.

Conditions of Use

1. Use of the product shall be in conjunction with any approved compatible septic tank meeting requirements of rule 62-6, F.A.C. with a riser which meets the 12" or 16" inside diameter size requirements specified by the manual.
2. No structural modifications to the existing tank or lid are allowed beyond installation of a riser. The airline of the unit must be installed through an opening in the riser as described in the manual.
3. Installation of your unit shall be considered an alternative repair subject to rule 62-6.015(3), F.A.C. Please note that alternative repair methods cannot be used where the absorption surface of the drainfield is within six inches of the wet season water table.
4. Installation and use shall be as detailed in the Florida installation manual submitted to the Department by IMET on November 14, 2022.
5. Any changes to the manual must be reviewed by the department prior to distribution in Florida.
6. The unit may be installed in all system construction applications (new, modification, repair).

Be advised that the Department is not a testing agency. This determination of non-objection reflects only a review of the information submitted by you for compliance with Florida Statutes and Florida Administrative Code. The alternative repair method evaluation does not investigate the validity of performance claims. The Department's non-objection must not be interpreted as certifying effectiveness, endorsing or recommending use of the alternative repair method. The alternative repair method must not be advertised as "state approved". The Department also does not assume liability for any promise, guarantee, or expectation from purchasing or using this alternative repair method. The department reserves the right to withdraw acceptance if the alternative repair method is modified to differ from what was considered in this evaluation.

This letter of no objection is limited to Department of Environmental Protection jurisdictional circumstances as defined in Chapter 62-6, Florida Administrative Code and Chapter 381.0065, Florida Statutes. If we may be of further assistance or should you have any additional questions regarding this letter, please contact Debby Tipton at 850-245-8629.

Mr. Langmark
IMET
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Sincerely,



Elke Ursin (delegated)

Eberhard Roeder, PhD, PE, CPM
Program Administrator
Onsite Sewage Programs

ER/sp
Enclosure

NOTICE OF RIGHTS

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the request for a variance or waiver.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rule 28-106.201, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file identification number, if known;
- (b) The name, address, telephone number, and any e-mail address of the petitioner; the name, address, telephone number, and any e-mail address of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing must be filed within 21 days of receipt of this written notice. The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any

subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

Extension of Time

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation

Mediation is not available in this proceeding.

Judicial Review

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this action is filed with the Clerk of the Department.