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EXECUTIVE DIRECTOR
Richard D. Garrity, Ph.D.

CERTIFIED MAIL

In the Matter of an
Application for Permit by:

Billy J. Roy
Operations Manager
Tampa Marine Terminals, LLC
1650 Hemlock Street
Tampa, FL 33605

File No.: 0571418-007-AC
County: Hillsborough

INTENT TO ISSUE

The Environmental Protection Commission of Hillsborough County (EPC), as delegated by the Florida Department of Environmental Protection (DEP) gives notice of its intent to issue a permit (copy attached) for the proposed project as detailed in the application specified above, for the reasons stated below.

The applicant, Tampa Marine Terminals, LLC, applied on May 8, 2014 to the EPC for a construction permit to authorize the handling of prilled sulfur in addition to the other materials that the facility is authorized to handle. Particulate matter emissions from the handling operation will be controlled through the use of a water spray system. The facility is located at 1650 Hemlock St., Tampa, Hillsborough County, FL, 33605.

The EPC has permitting jurisdiction under Chapter 403 Florida Statutes (F.S.) and Florida Administrative Code (F.A.C.) Chapters 62-4 and 62-210. The project is not exempt from permitting procedures. The EPC has determined that an air pollution construction permit is required to commence or continue operations at the described facility.

The EPC intends to issue this permit based on the belief that reasonable assurances have been provided to indicate that operation of the source will comply with the appropriate provisions of Florida Administrative Code (F.A.C.) Chapters 62-204 through 62-297 and 62-4.

Pursuant to Pursuant to Section 403.815 and 403.0872, F.S. and Rules 62-103.150 and 62-210.350(3), F.A.C., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice shall be published one time as soon as possible, in the legal advertisement section of a newspaper of general circulation in

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The Department will grant a variance or waiver when the petition demonstrates both that the application of the rule would create a substantial hardship or violate principles of fairness, as each of the those terms is defined in Section 120.542(2), F.S., and that the purpose of the underlying statute will be or has been achieved by other means by the petitioner.

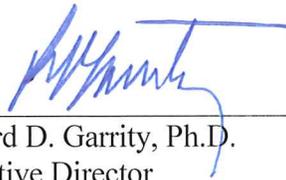
Persons subject to regulation pursuant to any federally delegated or approved air program should be aware that Florida is specifically not authorized to issue variances or waivers from any requirements of any such federally delegated or approved program. The requirements of the program remain fully enforceable by the Administrator of United States Environmental Protection Agency and by any person under the Clean Air Act unless and until the Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Any person listed below may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, and all other materials available to the EPC that are relevant to the permit decision. Interested persons may contact Diana M. Lee, P.E., at the above address or call (813) 627-2600, for additional information.

Any party to this order has the right to seek judicial review of it under Section 120.68 of the Florida Statutes, by filing a notice of appeal under rule 9.110 of the Florida rules of Appellate Procedure with the EPC's Legal Office at 3629 Queen Palm Dr., Tampa, Florida 33619 and with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, 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 must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Tampa, Florida

ENVIRONMENTAL PROTECTION COMMISSION
OF HILLSBOROUGH COUNTY



Richard D. Garrity, Ph.D.
Executive Director

cc: Tom John, P.E. – Tom John, P.E., Inc. (via email)

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT ISSUANCE and all copies were mailed before the close of business on JULY 21, 2014 to the listed persons.

FILING AND ACKNOWLEDGEMENT FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the clerk, receipt of which is hereby acknowledged.

Jeannette Figari 7/21/14
Clerk Date



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**ENVIRONMENTAL PROTECTION COMMISSION OF
HILLSBOROUGH COUNTY, as Delegated by**

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

NOTICE OF PERMIT

Billy J. Roy
Operations Manager
Tampa Marine Terminals, LLC
1650 Hemlock St.
Tampa, FL 33605

Re: Hillsborough County - AP

Dear Mr. Roy:

Enclosed is Permit Number 0571418-007-AC to authorize the handling of prilled sulfur in addition to the other materials that the facility is authorized to handle, issued pursuant to Section 403.087, Florida Statutes.

Any party to this order (permit) has the right to seek judicial review of the permit pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the EPC in the Legal Department at 3629 Queen Palm Drive, Tampa, Florida 33619; 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 Notice is filed with the clerk of the EPC.

Executed in Tampa, Florida.

Sincerely,

DRAFT

Richard D. Garrity, Ph.D.
Executive Director

RDG/LAW/law

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Tampa Marine Terminals, LLC
Tampa, FL 33605

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cc: Florida Department of Environmental Protection via email
Tom John, P.E. – Tom John, P.E., Inc. via email

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT ISSUANCE and all copies were mailed before the close of business on _____ to the listed persons.

FILING AND ACKNOWLEDGEMENT FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the clerk, receipt of which is hereby acknowledged.

DRAFT

Clerk

Date



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DRAFT

PERMITTEE:
Tampa Marine Terminals, LLC
1650 Hemlock St.
Tampa, FL 33605

PERMIT/CERTIFICATION:
Permit No.: 0571418-007-AC
County: Hillsborough
Expiration Date: August 1, 2015
Project: Prilled Sulfur Handling

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rules 62-204, 62-210, 62-212, 62-296, 62-297, and 62-4. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents, attached hereto or on file with the EPC and made a part hereof and specifically described as follows:

Tampa Marine Terminals, LLC is a bulk material handling facility. This permit authorizes the handling of prilled sulfur in addition to the other materials that the facility is authorized to handle. Tampa Marine Terminals, LLC receives bulk materials by either truck or ship. Material received by ship is clamshelled into two on-shore hoppers. The material from each hopper is gravity fed into open bed trucks. The trucks drive the material to the northeast portion of the property and dump the bulk materials into storage piles. Alternatively, the trucks may drive directly to off-site customers. Material received by truck is unloaded directly onto the storage piles. When ready to be shipped offsite, front-end loaders load the material from the storage piles into trucks. Prilled sulfur will be stored on an impervious surface and all contact water will be directed to the water treatment facility adjacent to the site.

In addition to shipping the material offsite by truck, material can be loaded into ships. Front-end loaders load the material from the storage piles into trucks. The trucks drive the material to a storage pile closer to the dock. From the dock, the material is transferred into a ship using the ship's clamshell.

Water sprays on the on-shore hoppers, truck loadouts, and storage pile areas are utilized to minimize unconfined PM emissions. In addition, the on-shore hoppers are equipped with wind screens to minimize unconfined PM emissions from the ship unloading operation. Also, fire hydrants are located near the piles which will be used in the unlikely event of a fire.

Location: 1650 Hemlock St., Tampa, Hillsborough County, FL

UTM: 17- 358.15 E and 3091.20 N

NEDS NO: 1418

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PERMITTEE:
Tampa Marine Terminals, LLC

PERMIT/CERTIFICATION NO.: 0571418-007-AC
PROJECT: Prilled Sulfur Handling

SPECIFIC CONDITIONS:

- C) The handling of materials other than those allowed by this permit.
- D) The construction of storage silos, buildings, or other permanent enclosures.

19. When the Environmental Protection Commission of Hillsborough County (EPC) after investigation, has good reason (such as complaints, increased visible emissions or questionable maintenance of control equipment) to believe that any applicable emission standard contained in Rules 62-204, 62-210, 62-212, 62-296, or 62-297, F.A.C., or in a permit issued pursuant to those rules is being violated, it may require the owner or operator of the source to conduct compliance tests which identify the nature and quantity of pollutant emissions from the source and to provide a report on the results of said tests to the EPC. [Rule 62-297.310(7)(b), F.A.C.]

20. If the permittee wishes to transfer this permit to another owner, an "Application for Transfer of Air Permit" (DEP Form 62-210.900(7)) shall be submitted, in duplicate, to the Environmental Protection Commission of Hillsborough County within 30 days after the sale or legal transfer of the permitted facility. [Rule 62-4.120, F.A.C.]

21. Submit to the Environmental Protection Commission of Hillsborough County each calendar year on or before April 1, completed DEP Form 62-210.900(5), "Annual Operating Report for Air Pollutant Emitting Facility", for the preceding calendar year. [Rule 62-210.370(2), F.A.C.]

22. A minimum of two copies of an air operating permit application shall be submitted to the Environmental Protection Commission of Hillsborough County within 60 days of completion of compliance testing while handling prilled sulfur, or at least 90 days prior to the expiration date of this permit, whichever occurs first. [Rules 62-4.050(2) and 62-4.090, F.A.C.]

ENVIRONMENTAL PROTECTION
COMMISSION OF HILLSBOROUGH COUNTY

DRAFT

Richard D. Garrity, Ph.D.
Executive Director