INTENT TO ISSUE
BEFORE THE CITY OF JACKSONVILLE
REGULATORY COMPLIANCE DEPARTMENT
ENVIRONMENTAL QUALITY DIVISION

CERTIFIED - RETURN RECEIPT

In the Matter of an
Application for Permit by:

Greenland Biomass, LLC
219 N. Newnan Street
Jacksonville, FL 32202

Draft Permit No: 0310592-001-AC
County: Duval

INTENT TO ISSUE

The Regulatory Compliance Department, Environmental Quality Division (Department), gives notice of its intent to issue an Air Pollution Source Construction Permit (copy attached) for the proposed project detailed in the application specified above, for the reasons stated below.

The applicant, Greenland Biomass, LLC, applied on May 6, 2014 to the Department for a construction permit for an air curtain incinerator. The facility will be located at 11651 Davis Creek Road East, Jacksonville, FL 32256.

The Department has permitting jurisdiction under Chapter 403, Florida Statutes (FS), and Chapters 62-4, 62-210, 62-212, 62-213, 62-296, and 62-297, Florida Administrative Code (FAC). The project is not exempt from permitting procedures. The Department has determined that an Air Pollution Source Construction Permit is required for the proposed work.

Pursuant to Section 403.815, FS, and Rule 62-110.106, FAC, 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 only within 30 days in the legal ad section of a newspaper of general circulation in the area affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, FS, in the county where the activity is to take place. Where there is more than one newspaper of general circulation in the county, the newspaper used must be one with significant circulation in the area that may be affected by the permit. If you are uncertain that a newspaper meets these requirements, please contact the Department at the address or telephone number listed below. The applicant shall provide proof of publication to the Department, at City of Jacksonville, Environmental Quality Division, 214 North Hogan Street, Suite 500, Jacksonville, FL 32202, within seven (7) days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Department will issue the permit with the attached conditions unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The Department will accept written comments concerning the proposed permit issuance action for a period of 14 (fourteen) days from the date of publication of **"PUBLIC NOTICE OF INTENT TO ISSUE PERMIT."** Written comments should be provided to the Department office at City of Jacksonville, Environmental Quality Division, 214 North Hogan Street, Suite 500, Jacksonville, FL 32202. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569, and 120.57, FS, before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569, and 120.57 of the Florida Statutes. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this written notice of Intent to Issue Air Permit. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3) of the Florida Statutes, must be filed within fourteen days of publication of the attached Public Notice or within fourteen days of receipt of this written notice of Intent to Issue Air Permit, whichever occurs first. Under Section 120.60(3), FS, however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. A petition for administrative hearing must contain the information set forth below and must be filed (received) in the Office of General Counsel, City of Jacksonville, 117 West Duval Street, Suite 480, Jacksonville, FL 32202, before the deadline. The failure of any person 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 Section 120.569, and 120.57, FS, 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 approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, FAC.

A petition that disputes the material facts, on which the Department's action is based, must contain the following information:

(a) The name and address of each agency affected and each agency's file or identification number, if known;
(b) The name, address, and telephone number of the petitioner; the name, address, and telephone number 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 interest 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 the petitioner contends warrant reversal or modification of the agency's proposed action;
(f) A statement of the specific rules or statutes 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 petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, FAC.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available in this proceeding.

Please direct any questions regarding this matter to Mr. Darrel Hall at (904) 255-7195.

City of Jacksonville
Regulatory Compliance Department
Environmental Quality Division

Robert Steven Pace, P.E., Manager
Air Quality Branch

RSP/DH

CERTIFICATE OF SERVICE

The undersigned duly designated Department Clerk hereby certifies that this INTENT TO ISSUE was mailed before the close of business on _____ to the listed persons:

Mr. William E. Powell, Manager, Greenland Biomass, LLC

The undersigned duly designated Department Clerk hereby certifies that this INTENT TO ISSUE was e-mailed to the listed persons:

Mr. John D. Phillips P.G., FDEP, Northeast District (John.D.Phillips@dep.state.fl.us)
Mr. Wayne Walker, City of Jacksonville, EQD
Mr. George Whitmer, Whitmer Environmental Services, Inc.
Mr. Stephen L. Alexander, P.E., Whitmer Environmental Services, Inc.

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to S.120.52(7), FS, with the designated Department Clerk, receipt of which is hereby acknowledged.

_____ _____
Clerk Date

PUBLIC NOTICE OF INTENT TO ISSUE PERMIT
CITY OF JACKSONVILLE
REGULATORY COMPLIANCE DEPARTMENT
ENVIRONMENTAL QUALITY DIVISION
NOTICE OF INTENT TO ISSUE PERMIT

The Regulatory Compliance Department, Environmental Quality Division (Department), gives notice of its intent to issue an Air Pollution Source Construction Permit, Permit No.: 0310592-001-AC, to Greenland Biomass, LLC, for a construction permit for an air curtain incinerator. The facility will be located at 11651 Davis Creek Road East, Jacksonville, FL 32256. The air curtain incinerator emits particulate matter (PM) emissions.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569, and 120.57 of the Florida Statutes. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this written notice of Intent to Issue Air Permit. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3) of the Florida Statutes, must be filed within fourteen days of publication of the attached Public Notice or within fourteen days of receipt of this written notice of Intent to Issue Air Permit, whichever occurs first. Under Section 120.60(3), FS, however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. A petition for administrative hearing must contain the information set forth below and must be filed (received) in the Office of General Counsel, City of Jacksonville, 117 West Duval Street, Suite 480, Jacksonville, FL 32202 before the deadline. The failure of any person 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 Section 120.569, and 120.57, FS, 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 approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, FAC.

A petition that disputes the material facts on which the Department's action is based, must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number 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 interest 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 the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes 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 petitioner wishes the agency to take with respect to the agency's proposed action.

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Mediation is not available in this proceeding.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

City of Jacksonville
Regulatory Compliance Department
Environmental Quality Division
214 North Hogan Street, Suite 500
Jacksonville, FL 32202

The complete project file includes the Draft Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, FS. Interested persons may contact the permitting office, at the above address, or call (904) 255-7195, for additional information.