FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
CENTRAL DISTRICT
3319 MAGUIRE BOULEVARD, SUITE 232
ORLANDO, FLORIDA 32803-3767

RICK SCOTT
GOVERNOR

CARLOS LOPEZ-CANTERA
LT. GOVERNOR

CLIFFORD D. WILSON III
INTERIM SECRETARY

Electronically Sent- Received Receipt Requested
John.elkins@flhosp.org

December 24, 2014

NOTICE OF PERMIT DETERMINATION

Mr. John Elkins
Administrative Director of Facilities
Florida Hospital
1919 N. Orange Ave., Suite D
Orlando, Florida, 32804

Ms. Sara Greivell
Project Manager
Grove Scientific & Engineering Company
6140 Edgewater Drive, Suite F
Orlando, Florida 32810-4810

RE: Determination Whether Air Permit Required
Florida Hospital Altamonte (Air Program Facility ID 0970068)
Osceola County
SPCD AIR 14-1989

Dear Mr. Elkins,

A letter was received by the Department on December 19, 2014 from Grove Scientific & Engineering Company on behalf of Florida Hospital Celebration to allow the current air operation permit (No. 0970068-004-AO) to expire (January 30, 2015) and to continue operating under the exemption contained in Rule 62-210.300 of the Florida Administrative Code.

Determination: Based on the information provided to the Department, Florida Hospital Celebration, located at 400 Celebration Place, Celebration, Osceola County (Air Facility ID 0970068) is not required to have an air permit for the emission sources (boilers, hot water heaters, and emergency generators) on its property. The Department agrees that boilers, hot water heaters, and emergency generators meet the air permit categorical and conditional exemption criteria contained in Rules 62-210.300(3)(a)34., F.A.C. and 62-210.300(3)(a)35., F.A.C., respectively.

This determination is based on the information provided in the letter dated December 19, 2014 and the corresponding supplemental information from Grove Scientific & Engineering Company on behalf of Florida Hospital Celebration. The determination is null and void if it is discovered that the information was inaccurate or, if in the future, that information is no longer applicable.

Technical Evaluation in Support of the Determination: (see Attachment 1)

If you have any questions, please contact Jeff Rustin at (407) 897-2930 or by e-mail at jeff.rustin@dep.state.fl.us.

Petition: 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. The petition must contain the information set forth below, and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by any of the parties below, must be filed within 14 days of receipt of this exemption from air permitting requirements. A petitioner shall mail a copy of the petition to the Thomas & Betts Corporation at the address indicated above, at the time of filing. 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 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 approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Permitting Authority'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 interests 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 of the Florida Administrative Code.

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 permit exemption determination have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation: Mediation is not available in this proceeding.

Effective Date: This permitting decision is final and effective on the date filed with the Clerk of the Department, unless a petition is filed in accordance with the above paragraphs, or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition pursuant to Rule 62-110.106, F.A.C., and the petition conforms to the content requirements of Rules 28-106.201 and 28-106.301, F.A.C. Upon timely filing of a petition or a request for extension of time, this action will not be effective until further order of the Department.

Judicial Review: Any party to this order (Permitting Determination) has the right to seek judicial review of it under section 120.68, F.S., by filing a notice of appeal under Rule 9.110 of the Florida Rules Appellate Procedure 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 30 days after this order is filed with the clerk of the Department of Environmental Protection.

Executed in Orange County, Florida.

F. Thomas Lubozynski, P.E.
Waste & Air Resource Programs Administrator

Attachments:

1. Attachment 1 – Technical Evaluation in Support of Determination

2. Attachment 2 – Letter from Grove Scientific and Engineering dated December 19, 2014

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Written Notice of Permit Exemption was sent by electronic mail with received receipt requested before the close of business on December 24, 2014 to the persons listed below.

Mr. John Elkins, Administrative Director of Facilities, Florida Hospital, John.elkins@flhosp.org

Ms. Sara Greivell, Project Manager, Grove Scientific and Engineering Company, sara@grovescientific.com

Mr. Aaron Watkins, Compliance Manager, FDEP – Central District, Aaron.Watkins@dep.state.fl.us

Mr. Jeff Rustin, P.E., Permit Engineer, FDEP – Central District, jeff.rustin@dep.state.fl.us

Clerk Stamp

FILED, on this date, pursuant to Section 120.52, Florida Statutes, with the designated Department clerk, receipt of which is hereby acknowledged.

Mandakini Patel
(Clerk)

December 24, 2014
(Date)