FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

NORTHEAST DISTRICT
8800 BAYMEADOWS WAY WEST, SUITE 100
JACKSONVILLE, FLORIDA 32256

RICK SCOTT
GOVERNOR

CARLOS LOPEZ-CANTERA
LT. GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

Sent by Electronic Mail – Received Receipt Requested

Mr. Howard A. Drew, Jr., VP-General Manager
Buckeye Florida, Limited Partnership
Foley Mill
One Buckeye Drive
Perry, Florida 32348-7702

Re: Exemption from the Requirement to Obtain an Air Construction Permit
Buckeye Florida, Limited Partnership
Taylor County, Florida
EU049 Drying/Converting/Warehouse - No. 2 Paper Machine Improvements

Dear Mr. Drew:

On April 17 and 22, 2014, the Department received a letter from Buckeye Florida, Limited Partnership, outlining a request to make quality improvements to unregulated EU049 (Drying/ Converting/Warehouse) - No. 2 Paper Machine at the Foley Mill site.

Determination: Pursuant to Rule 62-4.040(1)(b) of the Florida Administrative Code (F.A.C.) the Department of Environmental Protection, Northeast District determines that the activity will not emit air pollutants"... in sufficient quantity, with respect to its character, quality, or content, and the circumstances surrounding its location, use and operation, as to contribute significantly to the pollution problems within the State, so that the requirement to obtain an air construction permit is not reasonably justified." The applicant has provided reasonable assurance that operation of the proposed equipment will not adversely impact air quality and that the project will comply with all appropriate provisions of Rule 62-4.040(1), F.A.C. - Exemptions. Therefore, the project is exempt from the requirement to obtain an air construction permit, subject to the attached conditions of exemption. This determination may be revoked if the proposed activity is substantially modified or the basis for the exemption is determined to be materially incorrect. A copy of this letter shall be maintained at the site of the proposed activity. This permitting decision is made pursuant to Chapter 403, Florida Statutes.

Permitting Authority: Applications for air permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, and 62-212, F.A.C. The Department of Environmental Protection, Northeast District Office, Waste and Air Resource Management Program is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical and mailing address is: 8800 Baymeadows Way West, Suite 100, Jacksonville, FL 32256. The Permitting Authority's telephone number is 904-256-1700.

Petitions: A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) with the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, Agency.Clerk@dep.state.fl.us, before the deadline. Petitions must be filed within 21 days of receipt of this exemption from air permitting requirements. A petitioner shall mail a copy of the petition to the applicant 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, F.A.C.

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, any email address, telephone number and any facsimile number of the petitioner; the name, address, any email address, telephone number and any facsimile 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 each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so state; (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 the 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 Permitting Authority'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, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Permitting Authority's final action may be different from the position taken by it in this permitting action. Persons whose substantial interests will be affected by any such final decision of the Permitting Authority on the application 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.

Judicial Review: Any party to this permitting decision (order) 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 of 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.

Executed in Jacksonville, Florida.

Richard S. Rachal III, P.G.
Program Administrator
Waste and Air Resource Management Program

RSR/lm

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Exemption from Air Permitting was sent by electronic mail, or a link to this document made available electronically on a publicly accessible server, with received receipt requested before the close of business on April 23, 2014 to the persons listed below:

Mr. Howard A. Drew, Jr., VP-General Manager- Buckeye Florida, L.P. (Howard.Drewjr@gapac.com)
Mr. David Weeden, Georgia-Pacific LLC-Foley Mill (david.weeden@gapac.com)
Mr. David Buff- Golder Associates Inc. (dbuff@golder.com)

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

Leslie Maybin
(Clerk)

April 23, 2014
(Date)

CONDITIONS OF EXEMPTION

Based on information received April 17 and 22, 2014, Buckeye Florida, Limited Partnership is exempt from the requirement to obtain an air construction permit for the following projects to be completed at the No. 2 Paper Machine:

INSTALL A DILUTION MODULE HYDRAULIC HEADBOX
The main purpose of the headbox is to take low consistency pulp (stock) from a pipe and direct it in a uniform flat application several meters wide onto the Fourdrinier to start the dewatering process. Buckeye intends to replace the existing headbox with a new dilution module hydraulic headbox to provide for a more consistent distribution of stock onto the Fourdrinier. This technology will provide a significant reduction in the weight and moisture variability across the width of the sheet, resulting in a more uniform product.

CONVERT THE SMOOTHING PRESS TO A DOUBLE-FELTED THIRD PRESS
There are currently two main press rolls and a smoothing press roll in the press section of the No. 2 Paper Machine. The smoothing press roll will be converted to a main third press and will be double-felted. This will reduce the load on the first two presses and spread the load over three presses which will produce a lower density sheet of pulp.

INSTALL FIVE NEW PRESS ROLLS
Each press consists of a number of rolls between which the pulp sheet passes. Buckeye intends to replace five of these existing rolls with new ones. These new rolls will be covered with a softer material which makes the pressing of the sheet less severe and improves the final product.

INSTALL A BROKE TANK
"Broke" is the unfinished pulp/paper which results when the paper machine has a breakdown or stops for other reasons. Broke is collected, re-pulped, and then fed back into the front-end of the paper machine with fresh pulp. Broke is the largest source of weight and moisture variability in the pulp sheet over time because it is not put in consistently and it does not have the same properties from one batch to the next. With the new Broke Tank, the Mill will be able to feed the broke into the paper machine at a very tightly controlled rate to produce a more uniform and consistent sheet of pulp.

INSTALL NEW CONSISTENCY LOOPS AND A FAN PUMP MIXING CONE
Along with the Broke Tank, these improvements will reduce weight and moisture variability in the sheet of pulp at the Foley Mill.

Pursuant to the provisions of Rule 62-4.040(1), F.A.C.- Exemptions, the project is exempt from the requirement to obtain an air construction permit. The exemption is subject to the following conditions:

Location

1. The Module Hydraulic headbox, Double-Felted third press, press rolls, broke tank, and consistency loops and fan pump mixing cone are located at the Buckeye Florida, Limited Partnership- Foley Mill site at One Buckeye Drive, Perry, Florida in Taylor County.

Capacity/Potential to Emit

2. The equipment above and associated appurtenances shall be constructed and operated in accordance with the information submitted for this determination. The applicant shall notify the Department by e-mail of any changes made to the equipment during construction which are different from the information already submitted. Please email to the following address: Richard. Rachal@dep.state.fl.us

3. Buckeye has stated that the speed of the No. 2 Paper Machine will decrease due the quality improvement projects. There are no expected air emission increases and no additional steam demand required for these proposed quality improvement projects to the No. 2 Paper Machine.

Title V Air Operation Permit

4. Upon completion of construction and completion of start-up of the new equipment at the Buckeye Florida, Limited Partnership- Foley Mill, the facility shall notify the Permitting Authority that the equipment is operational. The Permitting Authority shall include the new equipment on the List of Unregulated and/or Activities during the next opening of the Title V Air Operating permit.

Reports and Recordkeeping

5. The applicant shall notify the Department by e-mail (within thirty days) of the date that the new equipment begins operation.

Applicable Air Regulations

6. Exemption from the requirement to obtain an air construction permit does not relieve any emissions unit or activity from complying with any requirement under 40 CFR Part 60, 61, or 63, adopted and incorporated by reference at Rule 62-204.800, F.A.C., to which it is subject, even if such requirement is not a unit-specific applicable requirement. [Rule 62-210.300(3), F.A.C.]

7. Exemption from the requirement to obtain an air construction permit does not relieve the owner or operator of a facility or emissions unit from complying with any applicable requirements, any emission limiting standards or other requirements of the air pollution rules of the Department or any other such requirements under federal, state, or local law. [Rule 62-210.300(3), F.A.C.]

8. Exemption from the requirement to obtain an air construction permit does not relieve the owner or operator of a facility or emissions unit from complying with the Rule 62-296.320, F.A.C. - General Pollutant Emission Limiting Standards: Subsection 62-296.320(2), F.A.C. -Objectionable Odor Prohibited; Subsection 62-296.320(3), F.A.C.- Industrial, Commercial, and Municipal Open Burning Prohibited; Paragraph 62-296.320(4)(b), F.A.C.- General Visible Emissions Standard; and Paragraph 62-296.320(4)(c), F.A.C.-Unconfined Emissions of Particulate Matter.