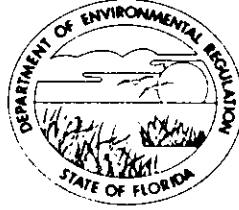


STATE OF FLORIDA

DEPARTMENT OF ENVIRONMENTAL REGULATION

NORTHWEST DISTRICT

160 GOVERNMENTAL CENTER  
PENSACOLA, FLORIDA 32501-5794



DER

AUG 27 1986

BAQM

BOB GRAHAM  
GOVERNOR

VICTORIA J. TSCHINKEL  
SECRETARY

ROBERT V. KRIEDEL  
DISTRICT MANAGER

August 25, 1986

Mr. Milton E. Kirkpatrick  
Westinghouse Electric Corporation  
Resource Energy Systems Division  
107 Music City Circle Suite 101  
Nashville, Tennessee 37214

Dear Mr. Kirkpatrick;

This is in response to your August 18 letter concerning the construction of the Bay County Resource Recovery Facility. We are getting conflicting reports on the progress of this project.

The solid waste permit was issued March 11, 1985. Your application for permit stated a construction period of two years. If you commenced construction in October 1985, your scheduled completion date would have slipped to October 1987. However, we have been advised repeatedly that the project is ahead of schedule, and as recently as a May 12, 1986 County Commission meeting the plant was expected to be on-line by May 1987. This date was made a significant part of the settlement stipulation with concerned citizens of Bay County which was executed in July 1986. We are deeply concerned over any actions that may affect that stipulation.

In view of this, I don't feel I can recommend the extension you request. A ten-month slippage in construction will be recognized and I will recommend extension of the permits until October 30, 1987.

Sincerely,

Thomas W. Moody, P.E.  
Special Programs Supervisor

TWM/tmf

cc: Mr. Nevin Zimmerman  
Mr. Al Cape

bc: Ed Svec



08/04/86

**Westinghouse  
Electric Corporation**

**Resource Energy Systems  
Division**

107 Music City Circle Suite 101  
Nashville Tennessee 37214  
(615) 883 0078

August 18, 1986

State of Florida  
Department of Environmental Regulation  
Northwest District  
160 Government Street  
Pensacola, FL 32501-5794

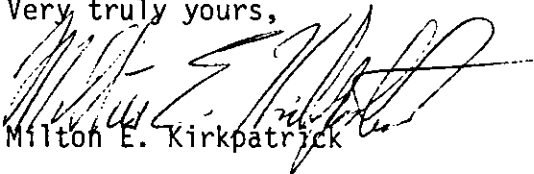
Attention: Mr. Thomas W. Moody, P.E.  
Special Programs Supervisor

Dear Tom:

Reference your letter dated August 5, 1986 on our extension request. I should like to reply. The Bay County Resource Recovery Bonds were sold in December, 1984. We fully intended in all our early planning to start construction in 1984. The bond underwriters, bond counsel, and the numerous entities involved in the financing, held the bonds in escrow until approximately October, 1985. We broke ground in October, 1985. This was a ten (10) month delay in our construction start. In short, this is the reason for our extension request.

Please advise if we may provide further information.

Very truly yours,

  
Milton E. Kirkpatrick

MEK:ss

- cc: Mr. Nevin Zimmerman
- Mr. Al Cape
- Mr. John Zebroski
- Mr. Jim Bohlig
- Mr. Mike Lindsey

**RECEIVED**

**AUG 21 1986**

**NORTHWEST FLORIDA  
DER**

7410811

# Board of County Commissioners Bay County

OFFICE OF THE COUNTY ATTORNEYS  
303 MAGNOLIA AVENUE  
POST OFFICE BOX 70  
PANAMA CITY, FLORIDA 32402  
TELEPHONE (904) 769-1413  
TELECOPY (904) 784-0857

ATTORNEYS:  
BURKE & BLUE, P.A.  
LES W. BURKE  
NEVIN J. ZIMMERMAN

COMMISSIONERS:  
JOHN B. HUTT, JR.  
DISTRICT I  
HELEN INGRAM  
DISTRICT II  
ISAAC W. BYRD  
DISTRICT III  
M. B. MILLER  
DISTRICT IV  
TOMMY LOFTIN  
DISTRICT V

August 8, 1986

Mr. Thomas W. Moody, P.E.  
State of Florida  
Department of Environmental Regulation  
Northwest District  
160 Governmental Center  
Pensacola, Florida 32501

Re: Solid Waste Permit No. SC03-091036

Dear Tom:

This letter is to confirm that Bay County does wish to have an extension for one year on the above referenced permit. You received a letter dated July 25, 1986, from Milton E. Kirkpatrick, Project Advisor with Westinghouse Electric Corporation, concerning this matter and we concur with his request.

Any questions you have concerning this please feel free to deal directly with Mr. Kirkpatrick and, of course, me.

Sincerely yours,



Nevin J. Zimmerman

NJZ/art

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AUG 12 1986

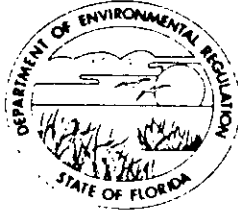
"For Public Service"

NORTHWEST FLORIDA  
DER

Way 10 - Res Recovery Permit JEL

STATE OF FLORIDA

DEPARTMENT OF ENVIRONMENTAL REGULATION



NORTHWEST DISTRICT

160 GOVERNMENTAL CENTER  
PENSACOLA, FLORIDA 32501-5794

BOB GRAHAM  
GOVERNOR

VICTORIA J. TSCHINKEL  
SECRETARY

ROBERT V. KRIEGLER  
DISTRICT MANAGER

August 5, 1986

Mr. Milton E. Kirkpatrick, P.E.  
Westinghouse Electric Corporation  
Resource Energy Systems Division  
107 Music City Circle Suite 101  
Nashville, Tennessee 37214

Dear Mr. Kirkpatrick:

This is in response to your July 25 letter concerning the Bay County Resource Recovery Plant. Before we can act on your extension request, we would like to know why the extension is necessary and what specific new schedule for completion you expect. One year sounds excessive.

Sincerely,

Thomas W. Moody, P.E.  
Special Programs Supervisor

TWM/tmf

- cc: Mr. Nevin Zimmerman
- Mr. Al Cape
- Mr. John Zebroski
- Mr. Jim Bohlig
- Mr. Mike Lindsey

bc: Mr. Clair Fancy

Westinghouse  
Electric Corporation

Resource Energy Systems  
Division

107 Music City Circle Suite 101  
Nashville Tennessee 37214  
(615) 883 0078

July 25, 1986

Mr. Thomas W. Moody, P.E.  
State of Florida  
Department of Environmental Regulation  
Northwest District  
160 Government Center  
Pensacola, Florida 32501-5794

Re: Solid Waste Permit No. SC03-091036  
Dated March 11, 1985

Dear Mr. Moody:

Please note that the Bay County Resource Recovery plant is now approximately 60% physically complete. Although we hope to be in a pre-start or start-up mode by March 31, 1987, we will not have time to have this plant completed by March 31, 1987, which is the expiration date on this Permit.

Therefore, on behalf of the Bay County Board of County Commissioners, we request an extension of one year on this Permit. By copy of this letter I am requesting Mr. Nevin Zimmerman, Bay County Attorney, to confirm this.

For your information we have made a similar request regards our Air Permit with the Bureau of Air Quality Management.

Please advise if we can provide further information.

Very truly yours,

  
Milton E. Kirkpatrick, P.E.  
Project Advisor

MEK:ss

cc: Mr. Nevin Zimmerman  
Mr. Al Cape  
Mr. John Zebroski  
Mr. Jim Bohlig  
Mr. Mike Lindsey

RECEIVED

JUL 30 1986

NORTHWEST FLORIDA  
DER

HOPPING BOYD GREEN & SAMS

ATTORNEYS AND COUNSELORS

SUITE 420, FIRST FLORIDA BANK BUILDING  
POST OFFICE BOX 6526  
TALLAHASSEE, FLORIDA 32314  
(904) 222-7500

Bill T- 7/10  
Please handle

CARLOS ALVAREZ  
BRIAN H. BIBEAU  
WILLIAM L. BOYD, IV  
PETER C. CUNNINGHAM  
WILLIAM H. GREEN  
WADE L. HOPPING  
RICHARD D. MELSON  
WILLIAM D. PRESTON  
GARY P. SAMS  
ROBERT P. SMITH, JR.

DER

JUL 9 1986

BAQM

JAMES S. ALVES  
KATHLEEN BLIZZARD  
ELIZABETH C. BOWMAN  
RICHARD S. BRIGHTMAN  
ANNE W. CLAUSSEN  
FRANK E. MATTHEWS  
STEVEN A. MEDINA  
CAROLYN S. RAEPPLE

July 9, 1986

OF COUNSEL  
W. ROBERT FOKES

BY HAND DELIVERY

C. H. Fancy, P.E.  
Bureau of Air Quality Management  
Florida Department of Environmental  
Regulation  
2600 Blair Stone Road, Room 306  
Tallahassee, Florida 32301

Re: Bay County Resource Recovery Plant  
Unit No. 1 - Permit No. AC 03-84703  
Unit No. 2 - Permit No. AC 03-84704

Dear Clair:


The referenced air construction permits, which were issued by the Department on September 26, 1984, include an expiration date of March 31, 1987. Representatives of the Bay County Board of County Commissioners have recently advised me that, while construction on the plant is progressing well, completion of the project will not be achieved by the current March 31, 1987 permit expiration date. On behalf of the Bay County Board of County Commissioners, I therefore request that the Department revise the referenced permits by changing the expiration date of each permit to March 31, 1988. This additional time is needed to allow completion of construction, startup, debugging, performance testing, analysis of test data and preparation of test reports.

Mr. Milton Kirkpatrick of Westinghouse Electric Corporation's Resource Energy Systems Division has also asked me to inform the Department of a slight change in the stack diameter from that indicated in the permit application for the Bay County Plant. The actual diameter of each of the two stacks will be 4.5 feet rather than 4 feet as originally stated. It does not appear that this slight change has any affect on the conclusions of the air quality impact analysis conducted in connection with the Department's permit review.

C. H. Fancy, P.E.  
July 9, 1986  
Page 2

Your consideration in this matter is much appreciated.  
As always, please do not hesitate to call me if you or your  
staff have any questions.

Sincerely,



Peter C. Cunningham

PCC/gb

cc: Ed Svec, DER BAQM  
Nevin Zimmerman, Esquire, Bay County Attorney  
Milton Kirkpatrick, Westinghouse  
John Zebroski, Westinghouse