

Howard Wasserman  
Nailite International  
1111 NW 165<sup>th</sup> St.  
Miami FL 33169  
Tel. 305-620-6200 ext. 222  
Fax 305-623-6538

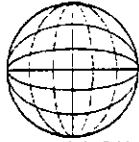
## facsimile transmittal

To: Al Linero, Florida DEP Fax: 850-921-9533  
From: Howard Wasserman Date: 8/21/2003  
Re: Public Notice Pages: 1 of 4  
CC:

Urgent  For Review  Please Comment  Please Reply  Please Recycle

The following was mailed to Trina Vielhauer by CRB on July 30, 2003.

- 1.) Patty - Please enter in ARMS  
as received on August 21<sup>st</sup>  
This goes to Nailite File.
- 2.) Teresa - Prepare for signature  
for 14 days after August 21<sup>st</sup>.
- 3.) They do not appear to have  
certified this letter and  
no one appears to have received it  
until this fax of August 21<sup>st</sup>.

**CRB**

GEOLOGICAL &amp; ENVIRONMENTAL SERVICES, INC.

July 30, 2003

Ms. Trina Vielhauer, Chief  
Bureau of Air Regulation  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

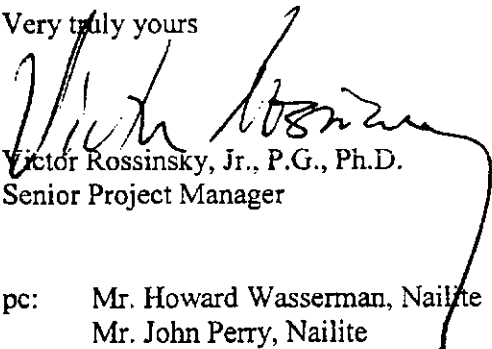
Re: CRB Project No. NAI 553-05; Construction Permit Modifications for the Nailite International Facility, located at 1111 NW 165<sup>th</sup> Street, Miami, Florida; DEP File No. 0250407-007-AC (PSD-FL-289B)

Dear Ms. Vielhauer:

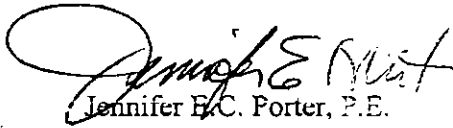
Enclosed herewith please find the original proof of publication for the Public Notice of Intent to Issue Air Construction Permit Modification for the above referenced site. This notice was published in the legal advertisements section of the Dade County version of the Miami Daily Business Review on Tuesday, July 29, 2003.

If you have any questions or require additional information, please feel free to call this office.

Very truly yours



Victor Rossinsky, Jr., P.G., Ph.D.  
Senior Project Manager



Jennifer E.C. Porter, P.E.  
Project Manager

pc: Mr. Howard Wasserman, Nailite  
Mr. John Perry, Nailite

### MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and  
Legal Holidays  
Miami, Miami-Dade County, Florida

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE:

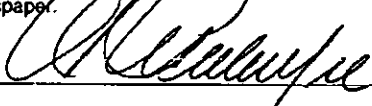
Before the undersigned authority personally appeared O.V. FERBEYRE, who on oath says that he or she is the SUPERVISOR, Legal Notices of the Miami Daily Business Review f/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Miami-Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

#### NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT MODIFICATION - NAILITE INTERNATIONAL, INC.

in the XXXX Court,  
was published in said newspaper in the issues of

07/29/2003

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Miami-Dade County, Florida and that the said newspaper has heretofore been continuously published in said Miami-Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Miami-Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.




Sworn to and subscribed before me this

29 day of JULY, A.D. 2003

(SEAL)

O.V. FERBEYRE personally known to me

 State of Florida	MARIA I. MESA MY COMMISSION # CC 885640 EXPIRES: March 4, 2004 Bonded Thru Notary Public Underwriters
	O.V. FERBEYRE personally known to me

### PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT MODIFICATION

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DEP FILE NO. 0250407-007-AC

NAILITE INTERNATIONAL, INC.  
MIAMI-DADE COUNTY

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit modification for the previously-approved installation of a new paint line at and relocation of an existing line to Nailite's new location. A review pursuant to the Rules for the Prevention of Significant Deterioration (PSD) and a determination of Best Available Control Technology (BACT) pursuant to Rule 32-212.400, F.A.C. was previously conducted. A determination of Maximum Achievable Control Technology (MACT) pursuant to 40 CFR 63, Subpart B and Rule 62-204.800 was previously conducted. The applicant's new location and mailing address is Nailite International, Inc., 1111 NW 165th Street, Miami, Florida, 33169.

Nailite manufactures molded plastic panels from polypropylene pellets and coats them in a series of paint booths. The previously issued permit specified the capture of volatile organic compounds (VOC) from the Line 2 and their destruction in a Regenerative Thermal Oxidizer (RTO). Relocation and operation of the previously uncontrolled Line 1 was authorized until December 31, 2003 provided it was connected to the new RTO.

Nailite requested: authorization to further modify Lines 1 and 2 in order to increase VOC capture efficiency of the system; indefinite future operation of Line 1; and to use results from emissions testing (to be conducted) subsequent to the construction of additional line modifications to establish capture and destruction efficiency requirements.

The further modifications of Lines 1 and 2 are already authorized by the existing construction permit and only an extension is required. The information allowing the Department to make a decision on the indefinite operation of Line 1 will not be available until April 2004. Therefore the construction permit will be extended until June 30, 2004 and operation of Line 1 will be authorized through that date. The Department will consider indefinite operation of Line 1 based on the described emission testing program. The decision will also be publicly noticed.

The Department will accept written comments concerning the proposed permit issuance action for a period of fourteen (14) days from the date of publication of this Public Notice of Intent to Issue Modified Air Construction Permit. Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station #5535, Tallahassee, FL 32399-2400. 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 modification and require, if applicable, another Public Notice.

The Department will issue the permit modification with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below. Mediation is not available in this proceeding.

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 the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. 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 public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. Under section 120.60(3), 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. 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 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 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 interests will be affected by the agency determination; (c) A statement of how and when petitioner received notice of the agency action or proposed action; (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; 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 for 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. A complete project 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:

Dept. of Environmental Protection  
Bureau of Air Regulation  
111 S. Magnolia Drive, Suite 4  
Tallahassee, Florida 32301  
Telephone: 850/488-0114  
Fax: 850/922-8979  
Miami-Dade County Department of  
Environmental Resources Mgmt.  
33 S.W. 2nd Avenue, Suite 900  
Miami, Florida 33130-1540  
Telephone: 305/372-6925  
Fax: 305/372-6954  
Dept. of Environmental Protection  
Southeast District Office  
400 North Congress Avenue  
West Palm Beach, FL 33416-5425  
Telephone: 561/681-6600  
Fax: 561/681-6755

The complete project file includes the application, technical evaluations, draft permit modification, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Source Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, FL 32301 or call 850/488-0114 for additional information.  
7/29 03-4-27/383254M