



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

July 16, 2007

*Electronically Sent – Received Receipt Requested*

[ArrebV@miamidade.gov](mailto:ArrebV@miamidade.gov)

Mr. Vicente E. Arrebola, P.E.  
Assistant Director, Wastewater  
Miami-Dade Water & Sewer Department  
3071 S.W. 38th Avenue  
Miami, Florida 33146

Re: Extension Request/DEP File No. 0250476-009-AC  
Extension of Permit No. 0250476-004-AC  
Central District Wastewater Treatment Plant

Dear Mr. Arrebola:

The Department reviewed your letter dated June 29, 2007 for an extension of the expiration date of the referenced air construction permit for the construction and installation of two new 2.685 MW diesel generators and the modification of the existing three 2.5 diesel generators at the Central District Wastewater Treatment Plant facility. The Department evaluated your request and agrees to modify the expiration date as requested.

The expiration date is hereby extended from December 31, 2007 to June 30, 2008 to allow sufficient time to meet the compliance deadlines stated in Appendix CP of the Title V permit No. 0250476-007-AV. For a construction permit, an extension shall be granted if the applicant can demonstrate that, upon completion, the extended permit will comply with the standards and conditions required by the applicable regulations. [Rule 62-4.080(3), F.A.C.]

A copy of this letter shall be filed with the referenced permit and shall become part of the permit. This permitting decision is issued pursuant to Chapter 403, Florida Statutes (F.S).

The Department's proposed agency action shall become final unless a timely petition for an administrative determination (hearing) is filed under 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.

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, F.S. 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), F.S., 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 (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code (F.A.C.).

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 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 allege 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.

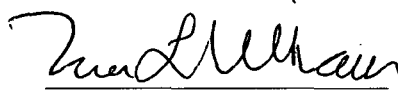
A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

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 permit modification. 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.

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 order will not be effective until further order of the Department.

Any party to this permitting modification (order) has the right to seek judicial review of it under section 120.68 of the Florida Statutes, 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 thirty days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.



Trina L. Vielhauer, Chief  
Bureau of Air Regulation

Mr. V. Arrebola

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July 16, 2007

**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this permit modification (extension) and all copies were sent electronically (with received receipt) before the close of business on 7/16/07 to the persons listed below:

cc: R. O'Rourke, P.E., MD-WASD: ROROU01@miamidade.gov

M. Muthiah, DERM: MuthiM@miamidade.gov

Clerk Stamp

**FILING AND ACKNOWLEDGMENT FILED,**  
on this date, pursuant to §120.52, Florida Statutes,  
with the designated Department Clerk, receipt of  
which is hereby acknowledged.

Mary J. Arroy  
(Clerk)

7/16/07  
(Date)



Carlos Alvarez, Mayor

Water & Sewer
P. O. Box 330316 • 3071 SW 38th Avenue
Miami, Florida 33233-0316
T 305-665-7471

miamidade.gov

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Police
Procurement Management
Property Appraisal
Public Library System
Public Works
Safe Neighborhood Parks
Seaport
Solid Waste Management
Strategic Business Management
Team Metro
Transit
Task Force on Urban Economic Revitalization
Vizcaya Museum And Gardens
Water & Sewer

June 29, 2007

Certified Mail 7003 1680 0004 5544 0577

Mr. Alvaro Linero, P.E.
Division of Air Resource Management
Florida Department of Environmental Protection
2600 Blair Stone Road MS 5500
Tallahassee, Florida 32399-2400

Re: Air Construction Permit No. 0250476-004-AC for the Central District
Wastewater Treatment Plant

0250476-009-AC

Dear Mr. Linero:

The Miami-Dade Water and Sewer Department (MDWASD) requests an extension to the above-referenced permit. This permit was issued by the Florida Department of Environmental Protection (FDEP) on January 28, 2005 with an expiration date of December 31, 2006 for the purpose of installing new standby generators and modifying existing units. On July 10, 2006, the expiration date was extended to December 31, 2007. Construction under this permit is nearing completion however it is necessary that MDWASD request an extension to address an unforeseen problem with one of the new emission units to ensure that sufficient time remains under the permit to meet the remaining milestone dates in Appendix CP Compliance Plan of Title V Air Operation Permit No. 0250476-007-AV.

Therefore, and in accordance with Chapters 62-210 F.A.C. Stationary Sources - General Requirements and 62-4 F.A.C. Permits, MDWASD requests that the referenced construction permit be extended to June 30, 2008.

As a designated Responsible Official of this facility, I certify this request to be true, accurate, and complete based upon information and belief formed after reasonable inquiry. Please contact me at (786) 552-8107 or Mr. Richard M. O'Rourke, P.E. at (786) 552-8123 if there are any questions regarding this submittal.

Sincerely

[Handwritten signature of Vicente E. Arrebola]

Vicente E. Arrebola, P.E.
Assistant Director - Wastewater

VEA/BMG/RMO/JRP

c. T. Vielhauer - FDEP/TAL
T. Heron - FDEP/TAL

Delivering Excellence Every Day

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