

PEACE RIVER CITRUS PRODUCTS

TELEPHONE (863) 494-0440

P.O. BOX 730
ARCADIA, FLORIDA 34265-0730

FAX (863) 993-3161

Via Priority Federal Express

June 15, 2004

RECEIVED

JUN 17 2004

Mr. Ed Svec
Florida Department of Environmental Protection
Division of Air Resources Management
2600 Blair Stone Road, Mail Station 5500
Tallahassee, FL 32399-2400

BUREAU OF AIR REGULATION

Re: FDEP File No. 0270003-012-AC
Facility Citrus Throughput
Notice of Intent to Issue Air Construction Permit

Dear Mr. Svec:

Pursuant to the instructions outlined in the aforementioned document, enclosed please find the notarized Publisher's Affidavit of Publication in connection with the referenced matter.

If you need any further assistance, please do not hesitate to contact me.

Sincerely,



Barbara J. Taylor
Administrative Assistant to Bart Plymale, Vice-President of Operations

/bjt

Encl.

cc: File

Wayne Griffin, P.E., G2 Services Ltd.

The

SUN



And Daily Arcadian



The
Audit
Bureau



108 South Polk Ave
Arcadia, Florida 34
Telephone (863) 494-2
and (863) 494-7
Fax (863) 494-3

PUBLIC NOTICE OF

DEPARTME

PUBLISHER'S AFFIDAVIT OF PUBLICATION STATE OF FLORIDA COUNTY OF DESOTO:

Before the undersigned authority personally appeared Tami Jewell, who on oath says that she is legal clerk of the DeSoto Sun, a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, was published in said newspaper in the issues of:

6/14/04

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of 1 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 nor corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Tami Jewell

(Signature of Affiant)

Sworn and subscribed before me this 14 day of June, 2004.

Angela R. Santucci

(Signature of Notary Public)



Angela Roberta Santucci
MY COMMISSION # DD220655 EXPIRES
June 14, 2007
BONDED THRU TROY FAIN INSURANCE, INC.

The Department of Environmental Protection permit to Peace River Citrus Products, Inc. 72, Arcadia, DeSoto County. The applicant 0730. The permit is to convert the plant to fruit processed annually for the peel dryer, increase in fuel use or plant capacity due to Prevention of Significant Deterioration.

The Department will issue the final permit with the following procedures results in a:

The Department will accept written comments fourteen (14) days from the date of publication. Written comments should be provided to the Station #5505, Tallahassee, FL 32399-2400 inspection. If written comments received, the Department shall revise the proposed permit.

The Department will issue the permit when a hearing is filed pursuant to Sections 120.565 petition. The procedures for petitioning for

Mediation is not available in this proceeding.

A person whose substantial interests are administrative proceeding (hearing) under Section 120.565 information set forth below and must be filed at Commonwealth Boulevard, Mail Station #35 applicant or any of the parties listed below in Petitions filed by any persons other than those within fourteen days of publication of the petition whichever occurs first. Under Section 120.6 agency action may file a petition within four days. A petitioner shall mail a copy of the petition to the failure of any person to file a petition within the right to request an administrative determination of this proceeding and participate as a party to the presiding officer upon the filing of a motion in (F.A.C.).

A petition that disputes the material facts information: (a) The name and address of each known; (b) The name, address, and telephone the petitioner's representative, if any, which is proceeding; and an explanation of how the petitioner's determination; (c) A statement of how and why the determination; (d) A statement of all disputed issues of material statement of the ultimate facts alleged, including

NOTICE TO BE P

modification of the agency's proposed action; (c) require reversal or modification of the agency's petitioner, stating precisely the action petitioner action.

A petition that does not dispute the material facts are in dispute and otherwise shall conform to 106.301, F.A.C.

Because the administrative hearing process means that the Department's final action may be substantial interests will be affected by any such petition to become a party to the proceeding, in.

A complete project file is available for public Monday through Friday, except legal holidays, at

Dept. of Environmental Protection
Bureau of Air Regulation
Suite 4, 111 S. Magnolia Drive
Tallahassee, Florida 32301
Telephone: 850/488-0114
Fax: 850/922-6979

PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

DEP File No. 0270003-012-AC

Peace River Citrus Products, Inc.
DeSoto County

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit to Peace River Citrus Products, Inc. for its existing citrus juice processing facility located at 4104 Highway 72, Arcadia, DeSoto County. The applicant's mailing address is: Post Office Box 730, Arcadia, Florida 34265-0730. The permit is to convert the plant capacity restrictions from operation hours to 13.47 million total boxes of fruit processed annually for the peel dryer, pellet cooler, and three boilers. The applicant has stated that there is no increase in fuel use or plant capacity due to the project. The proposed project is not subject to the requirements of Prevention of Significant Deterioration.

The Department will issue the final permit with the attached conditions unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

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 Air Construction Permit. Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station #5505, 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 and require, if applicable, another Public Notice.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, Florida Statutes (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, 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), F.S., 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, 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 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

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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, 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 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 file 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
Suite 4, 111 S. Magnolia Drive
Tallahassee, Florida 32301
Telephone: 850/488-0114
Fax: 850/922-6979

Dept. of Environmental Protection
Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619-8218
Telephone: 813/744-6100

The complete project file includes the application, technical evaluation, draft permit, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Department's reviewing engineer for this project, Edward J. Svec, Engineer IV, at the Bureau of Air Regulation in Tallahassee, Florida, or call 850/488-0114, for additional information. Written comments directed to the Department's reviewing engineer should be sent to the following mailing address: Dept. of Environmental Protection, Bureau of Air Regulation, Mail Station #5505, Tallahassee, Florida, 32399-2400.