



# Department of Environmental Protection

Lawton Chiles  
Governor

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Virginia B. Wetherell  
Secretary

February 7, 1995

**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

Mr. Douglas V. Turner  
Plant Manager  
D-Graphics Division  
Jefferson Smurfit Corporation (U.S.)  
3389 Powers Avenue  
Jacksonville, Florida 32207

RE: Amendment to Construction Permit  
AC 16-261912(A)  
D-Graphics Division

Dear Mr. Turner:

The Department received a verbal request from Mr. Bob Williams on February 7, 1995, to amend the above referenced construction permit due to a proposed rule change that will reflect a new Title V operation permit application due date. If approved, the proposed change in Rule 62-213.420, Florida Administrative Code (F.A.C.), will result in a later due date for submitting the Title V Source operation permit application and the request is acceptable. Therefore, the subject permit is amended as follows:

**A. Specific Condition No. 27**

**From**

27. If the facility is a Title V Source and pursuant to Chapter 62-213, F.A.C., an application for a Title V Source operation permit shall be submitted to the Duval County's R&ESD office no later than April 2, 1995.

**TO**

27. If the facility is a Title V Source pursuant to Chapter 62-213, F.A.C., an application for a Title V Source operation permit shall be submitted to the Duval County's R&ESD office on a schedule consistent with Rule 62-213.420, F.A.C.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes (F.S.). The petition must

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contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the applicant of the amendment request/application and the parties listed below must be filed within 14 days of receipt of this amendment. Petitions filed by other persons must be filed within 14 days of the amendment issuance or within 14 days of their receipt of this amendment, whichever occurs first. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information:

- (a) The name, address and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and,
- (g) A statement of the relief sought by petitioner, stating precisely the action the petitioner wants the Department to take with respect to the Department's action or proposed action.

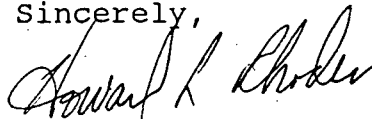
If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this amendment. Persons whose substantial interests will be affected by any decision of the Department with regard to the request/application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be

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filed (received) within 14 days of receipt of this amendment in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

This letter amendment must be attached to the construction permit, No. AC 16-261912(A), and shall become part of the permit.

Sincerely,



Howard L. Rhodes  
Director  
Division of Air Resources  
Management

HLR/CSL

cc: S. Pace, DCR&ESD  
C. Kirts, NED  
J. Harper, EPA  
J. Bunyak, NPS  
J. Manning, P.E.  
J. Braswell, Esq., DEP  
T. Cole, Esq., OHF&C

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this AMENDMENT and all copies were mailed by certified mail before the close of business on 2/9/95 to the listed persons.

FILING AND ACKNOWLEDGMENT FILED,  
on this date, pursuant to 120.52(11),  
Florida Statutes, with the designated  
Department Clerk, receipt of which is  
hereby acknowledged.

  
Clerk

2/9/95  
Date