



ENVIRONMENTAL SERVICES

4014 NW THIRTEENTH STREET
GAINESVILLE, FLORIDA 32609
352/377-5822 • FAX/377-7158

KA 102-04-02

July 2, 2004

RECEIVED

JUL 07 2004

BUREAU OF AIR REGULATION

Mr. John Reynolds
Florida Department of
Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Subject: Comments on FDEP Draft Permit for 2 Phosphoric Acid Aging Tanks
White Springs Agricultural Chemicals, Inc.
Draft Permit No: 0470002-049-AC

Dear Mr. Reynolds:

This is a follow up to your recent discussion with Pradeep Raval regarding the above referenced draft permit for the two Phosphoric Acid Aging Tanks at the existing Swift Creek Complex in White Springs, Florida.

The following comments are submitted for your consideration, as previously discussed:

1. Page 3 of 5, Expiration

It is requested that the expiration date be changed to December 31, 2005, to allow time for final design, construction, debugging, testing and incorporating the applicable conditions into the Title V permit.

2. Page 4 of 5, Subsection A

Please revise the following capacity related quantities:

- Current capacity of the existing four tanks is 2 million gallons (500,000 gallons, each tank).
- The two new tanks will be 50,000 gallon capacity, each.
- The new capacity of all six tanks combined will be 2.1 million gallons.

Please note that the reference to 10 percent of current capacity, was meant to compare the proposed tank size of 50,000 gallons with the existing tank size of 500,000 gallons.

Mr. John Reynolds
Florida Department of
Environmental Protection

July 2, 2004

3. Page 4 of 5, Specific Condition 1

Please reword to reflect "two new 50,000 gallon phosphoric acid aging tanks".

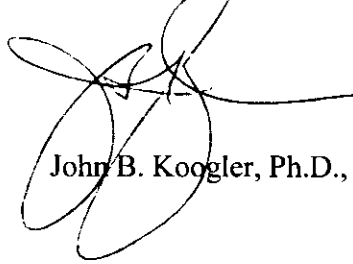
Enclosed is a copy of the time extension, submitted to FDEP Office of General Counsel, requested in order to allow resolution of the issues.

It is anticipated that you will be able to issue a revised draft permit for publication soon. We appreciate your willingness to address our comments in a timely manner.

If you have any questions, please call Pradeep Raval or me.

Very truly yours,

KOOGLER & ASSOCIATES

A handwritten signature in black ink, appearing to read "John B. Koogler", with a large, stylized flourish extending to the right.

John B. Koogler, Ph.D., P.E.

JBK:par
Encl.

C: Paul Barrett, WSAC
Christopher Kirts, FDEP -Jacksonville



KOGLER & ASSOCIATES
ENVIRONMENTAL SERVICES

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352/377-5822 • FAX/377-7158

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BUREAU OF AIR REGULATION

Teri Donaldson, Esquire
Office of General Counsel
Florida Department of
Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Subject: Motion for Extension of Time to
File a Petition
White Springs Agricultural Chemicals, Inc.
FDEP File No. 0470002-049-AC

Dear Ms. Donaldson:

Attached is a request for an extension of time to file for a hearing in accordance with Rule 28-106, FAC.

If you have any questions concerning this request, please do not hesitate to contact me.

Very truly yours,

KOGLER & ASSOCIATES

John B. Kogler, Ph.D., P.E.

JBK:par
Encl.

c: Mr. Christopher Kirts, FDEP
Mr. Paul Barrett, WSAC

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an Application
for Air Permit by

White Springs Agricultural Chemicals, Inc.
P.O. Box 300
White Springs, FL 32096

FDEP File No. 0470002-049-AC

Hamilton County - AP

MOTION FOR EXTENSION OF TIME

The Applicant, White Springs Agricultural Chemicals, Inc., by and through its undersigned Engineer of Record and pursuant to Rule 28-106, FAC, requests the Secretary of FDEP to grant a 60-day extension of time in which to file a petition. This will allow submittal of additional information to FDEP on the permit application review and allow time to resolve issues of concern.

Dated the 2nd day of July 2004 in Gainesville, Alachua County, Florida.

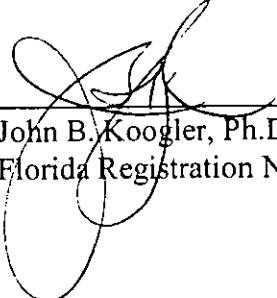
Koogler & Associates
Environmental Services



John B. Koogler, Ph.D., P.E.
Engineer of Record
Florida Registration No. 12925
4014 N.W. 13th Street
Gainesville, FL 32609
(352) 377-5822

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been furnished to Teri Donaldson, Office of the General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, and Mr. Christopher Kirts, FDEP Northeast District, 7825 Baymeadows Way, Suite B200, Jacksonville, Florida 32256-7590, and Mr. Paul Barrett, White Springs Agricultural Chemicals, Inc., P.O. Box 300, White Springs, Florida 32096, by U.S. Mail, this 2nd day of July, 2004.



John B. Koogler, Ph.D., P.E.
Florida Registration No. 12925

September 16, 2004

Mr. John Reynolds
Permit Engineer
Fla. Dept. of Environmental Protection
2600 Blair Stone Road, MS 5505
Tallahassee, FL 32399-2400

RECEIVED

SEP 20 2004

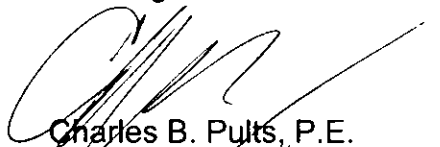
BUREAU OF AIR REGULATION

Dear Mr. Reynolds:

Enclosed are the proofs of publication for the Y-Train Pipe Reactor (0470002-050-AC) and the Phosphoric Acid Aging Tanks (0470002-049-AC) projects. Both notices were published in the Jasper News on Thursday, September 2, 2004.

Please call me if you require any additional information to complete the issuance of these construction permits. My number is 386-397-8442.

Best regards,


Charles B. Pults, P.E.
Sr. Environmental Engineer

Enc.

The Jasper News

Published Weekly

105 NE 2nd Avenue - Phone 792-2487
Jasper, Hamilton County, Florida 32052

RECEIVED
SEP 20 2004
BUREAU OF AIR REGULATION

STATE OF FLORIDA COUNTY OF HAMILTON:

Before the undersigned authority personally appeared

Melody Lee

who on oath says that she is

Legal Secretary

of The Jasper News, a weekly newspaper published at Jasper in Hamilton County, Florida; that the attached copy of advertisement, being a

Public Notice of Intent to Issue Air Construction Permit; DEP File No. 0470002-049-AC

in the matter of

State of Florida Department of Environmental Protection/White springs Agricultural Chemicals, Inc.

was published in said newspaper in the issues of September 2, 2004

Affiant further says that the said The Jasper News is a newspaper published at Jasper in said Hamilton County, Florida, and that the said newspaper has heretofore been continuously published in said Hamilton County, Florida, each week and has been entered as second class mail matter at the post office in Jasper, in said Hamilton 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 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 said newspaper.

Melody Lee

Sworn to and subscribed before me this 10th day of September A.D 2004

Christine M. White

(SEAL)

Notary Public

Personally known or produced identification _____

Type of identification produced _____

CHRISTINE M. WHITE
Notary Public, State of Florida
comm. exp. Sept. 4, 2008
Comm. No. DD 350033

**PUBLIC NOTICE OF INTENT TO ISSUE
AIR CONSTRUCTION PERMIT**

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL
PROTECTION
DEP File No. 0470002-049-AC

White Springs Agricultural Chemicals, Inc.
Hamilton County

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit to White Springs Agricultural Chemicals, Inc. for installation of two phosphoric acid aging tanks in the Acid Clarification Plant at the Swift Creek Complex located E of SR 137, E of US 41, N of White Springs, Hamilton County, Florida. The applicant's name and mailing address are: White Springs Agricultural Chemicals, Inc., P.O. Box 300, White Springs, Florida 32096.

This permit is a minor modification of the existing Acid Clarification Plant and does not involve a measurable increase in actual or potential emissions. Therefore, there is no requirement for review under the Department's Prevention of Significant Deterioration (PSD) rules and a Best Available Control Technology determination is not required. There will be no increase in production or product throughout as a result of this modification. The purpose of the two new aging tanks is to provide additional clarification and polishing capacity for the current production level.

The Department will issue the FINAL Permit, in accordance with the conditions of the DRAFT Permit, 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 14 (fourteen) days from the date of publication of this Public Notice of Intent to Is-

ssue 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 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 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

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:

Department of Environmental Protection
Bureau of Air Regulation

111 S. Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 850/488-0114
Fax: 850/921-9533

Department of Environmental Protection
Northeast District Office
7825 Baymeadows Way, Suite 200B
Jacksonville, Florida 32256-7590
Telephone: 904/807-3300
Fax: 904/448-4319

The complete project file includes the application, 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 Administrator, North Permitting Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information.
09/02

CHRISTINE M. WHITE
Notary Public, State of Florida
My comm. exp. Sept. 4, 2008
Comm. No. DD 350033