

Department of Environmental Protection

Jeb Bush
Governor

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

Colleen M. Castille
Secretary

July 17, 2006

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. W. K. Thornton, General Manager
White Springs Agricultural Chemicals, Inc.
Suwannee River/Swift Creek Complex
Post Office Box 300
White Springs, Florida 32096-0300

Re: Extension Request/DEP File No. 0470002-039-AC (PSD-FL-297)

Dear Mr. Thornton:

The Department has reviewed Koogler & Associates letter of May 18, 2006, submitted on your behalf and an electronic mail sent on June 20, 2006, from Mr. Charles Pults of your staff requesting an extension of the expiration date of the above referenced permit from December 1, 2006 to December 31, 2008. After reviewing all the submitted information, the expiration date of the referenced permit is hereby extended through **December 31, 2007** for the purposes of completing the following tasks related to the B-Phosphoric Acid Plant:

- Complete the refurbishment and tie-in of the 'C' Plant scrubber
- Modify the pans on one filter to prevent slurry leakage at the pan to cloth attachment
- Study the installation of additional vacuum for the filters

The permit can be further extended through December 31, 2008, if the facility can provide to the Department documentation that new filter pans will be installed to achieve permitted production rates for the B-Phosphoric Acid Plant.

The extension is also conditioned upon the following requirement:

"The permittee shall submit to the Bureau of Air Regulation progress reports of the work done at the B-Phosphoric Acid Plant on a quarterly basis. The first report shall be due by December 31, 2006. The report shall include work accomplished during the quarter and additional work planned for the next quarter. Additionally, production rate data in monthly averages shall be submitted to reflect the outcome of the work accomplished during that quarter. The permittee shall notify the Bureau of Air Regulation of any changes to the construction activities schedule that would affect the applicability of this requirement."

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.

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

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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.

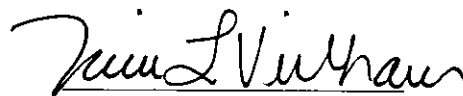
A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301.

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. 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 decision (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

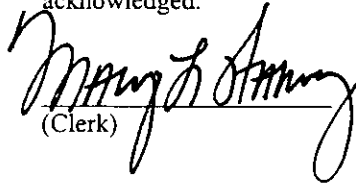
CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this PERMIT EXTENSION was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on 7/18/06 to the person(s) listed:

Mr. W. K. Thornton, White Springs Agricultural Chemicals, Inc.*
Dr. John B. Koogler, Koogler & Associates
Mr. Charlie Pults, White Springs Agricultural Chemicals, Inc.
Ms. Rita Felton-Smith, DEP-NED

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.


(Clerk)

7/18/06
(Date)

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF RETURN ADDRESS

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. W. K. Thornton, General Manager
 White Springs Agricultural Chemicals, Inc.
 Suwannee River/Swift Creek Complex
 Post Office Box 300
 White Springs, Florida 32096-0300

2. Article Number

(Transfer from service label)

7000 1670 0013 3110 1038

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* Agent
 Addressee

B. Received by (Printed Name)

[Signature]

C. Date of Delivery

7/20/06

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

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Mr. W. K. Thornton, General Manager
 White Springs Agricultural Chemicals, Inc.
 Suwannee River/Swift Creek Complex
 Post Office Box 300
 White Springs, Florida 32096-0300

PS Form 3800, May 2000

See Reverse for Instructions