



LAMPL\HERBERT CONSULTANTS

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RECEIVED

JUL 14 1993

Division of Air
Resources Management

July 12, 1993

C. H. Fancy, P.E.
Chief of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee FL 32399-2400

RE: Amendment to AO 39-205360; Timber Energy Resources Facility, Telogia, Florida

Dear Mr. Fancy:

On May 21, 1993, you sent a letter to Mr. Edwin Peters, General Manager of Timber Energy Resources with a draft permit and a public notice. On June 5, 1993, the intent to issue notice was published in the Tallahassee Democrat. The proof of publication is included with this letter.

I would appreciate it if the processing of the permit could proceed.

Sincerely,

LAMPL\HERBERT CONSULTANTS, INC.

Thomas A. Herbert, Ph.D., P.G.
Associate/Agent for Timber Energy Resources

TAH/shr

cc: B. Mitchell
E. Middleswart, NWD
G. Neumann, NWDB } 6-14-93

TALLAHASSEE DEMOCRAT
PUBLISHED DAILY
TALLAHASSEE - LEON - FLORIDA

STATE OF FLORIDA COUNTY OF LEON:
Before the undersigned authority personally appeared Phyllis Drapp who on oath says that she is Legal Advertising Representative of the Tallahassee Democrat, a daily newspaper published at Tallahassee in Leon County, Florida; that the attached copy of advertising being a Legal Ad in the matter of

STATE OF FLORIDA

in the Second Judicial Circuit Court was published in said newspaper in the issues of:

JUNE 5, 1993

Affiant further says that the said Tallahassee Democrat is a newspaper published at Tallahassee, in the said Leon County, Florida, and that the said newspaper has heretofore been continuously published in said Leon County, Florida, each day and has been entered as second class mail matter at the post office in Tallahassee, in said Leon County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this publication in the said newspaper.

Phyllis Drapp

PHYLLIS DRAPP
LEGAL ADVERTISING REPRESENTATIVE

Sworn To And Subscribed Before Me

7 Day of *July*

A.D. 1993

(SEAL)

Lee Pierce
Notary Public

Lee Pierce
Notary Public, State of Florida
My Commission Expires April 27, 1995
Bonded Thru Troy Fain - Insurance Inc.

STATE OF FLORIDA
Department of Environmental Regulation
Notice of Intent to Issue
Timber Energy Resources, Inc.
Amendment to AO 39-205360

The Department of Environmental Regulation (Department) hereby gives notice of its intent to issue to Timber Energy Resources, Inc. (TERI), an amendment to the operation permit, No. AQ 39-205360, authorizing performance tests for pollutant emissions while firing wood/wood waste with ITT Rayonier's clarifier residue (residue) in the facility's No. 1 boiler, as detailed in the application/request package. The Department is issuing this Intent to Issue for the reasons stated below and in the proposed amendment.

The applicant, TERI, Post Office Box 199, Telogia, Florida 32360, submitted a request on February 10, 1993, to the Department's Bureau of Air Regulation (BAR) for authorization to conduct pollutant emissions test on the facility's No. 1 boiler. The performance tests for pollutant emissions will be conducted at baseline conditions (100% wood/wood waste) and while firing a combination of wood/wood waste and residue.

The No. 1 boiler is permitted at a maximum heat input rate of 230 MMBtu/hr (wood/wood waste input/feet rate of 23.42 tons/hr @ a heating value of -10 MMBtu/ton). For the proposed combination fuel test, the maximum input/feet rate of the residue will be 2.5 tons/hr as received (the residue has a heating value of 2,990 Btu/lb as received and 7,790 Btu/lb dry). The No. 1 boiler's total heat input rate for each of the proposed tests shall be essentially equivalent or the test results may be deemed invalid for comparative purposes, which is the sole reason for authorizing and conducting these tests. The No. 1 boiler was permitted under the construction permit, No. AC 39-090091, and is not permitted to fire the residue in accordance with the referenced permit.

Screening for a modification and Prevention of Significant Deterioration (PSD) will be in accordance with Chapter 403, Florida Statutes (F.S.); Florida Administrative Code (F.A.C.) Chapters 17-210 thru 17-297, and 17-4, and Title 40 Code of Federal Regulations (CFR; July, 1992 version).

If, after the performance test results are evaluated by the Department's BAR and Northwest District and other potentially affected parties (i.e., U.S. EPA, National Park Service, etc.) and it is determined that actual pollutant emissions (baseline @ 100% wood/wood waste vs. wood/wood waste-residue combination) did not increase, then an amendment to the construction permit, No. AC 39-090091, will be issued with certain Specific Conditions authorizing continuous firing of a wood/wood waste-residue combination in the facility's No. 1 boiler. However, if there is an actual emissions increase in pollutant emissions, TERI will not be permitted to fire the residue in the facility's No. 1 boiler without further emissions evaluation by the Department and affected parties.

The proposed project will occur at the applicant's facility located off State road 85 south of Telogia, Liberty County, Florida.

The Department has permitting jurisdiction under Chapter 403, F.S.; F.A.C. Chapters 17-210 thru 17-297, and 17-4; and, 40 CFR (July 1992 version). The project is not exempt from permitting procedures. The Department has determined that a permit amendment is required for the proposed activity.

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, 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within fourteen (14) days of publication of this notice. 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; and

(g) A statement of the relief sought by petitioner, stating precisely the action 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 Notice. 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 filed (received) within 14 days of publication of this notice 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.

The amendment request/application package is available for public inspection during business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Department of Environmental Regulation
Bureau of Air Regulation Office
Magnolia Park Courtyard
111 South Magnolia Drive
Tallahassee, Florida

Department of Environmental Regulation
Northwest District Office
160 Governmental Center
Pensacola Florida 32501-5794

Department of Environmental Regulation
Northwest District Branch Office
2815 Remington Green Circle
Tallahassee, Florida 32308

Any person may send written comments on the proposed action to Mr. Preston Lewis at the Department's Tallahassee address. All comments received within 14 days of the publication of this notice will be considered in the Department's final actions.