

# Department of Environmental Protection

Lawton Chiles  
Governor

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

Virginia B. Wetherell  
Secretary

April 28, 1997

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Ivan Nance  
Corporate Environmental Manager  
Piney Point Phosphates, Inc.  
13300 U.S. Highway 41 North  
Palmetto, Florida 34221

Re: Amendment of Construction Permit No. AC41-232096 (PSD-FL-205A)  
190 MMBtu/hour Process Steam Boiler  
Piney Point Phosphates, Inc.

0810002-002-AC

Dear Mr. Nance:

The Department reviewed your letter dated April 16 requesting another extension of the expiration date of the above referenced permit. This request is acceptable and the expiration date is changed as shown below:

Expiration Extension Date

From: July 1, 1997

To: December 31, 1997

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative hearing in accordance with 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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, telephone: 904/488-9730, fax: 904/487-4938. Petitions 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. A petitioner must 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 28-5.207 of the Florida Administrative Code.

A petition must contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the 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 the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or proposed action; and (g) A statement of the relief sought by the petitioner, stating precisely

the action that the petitioner wants the Department to take with respect to the action or proposed action addressed in this notice of intent.

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 of intent. 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 copy of this letter shall be filed with the referenced permit and shall become part of the permit.

Sincerely,



Howard L. Rhodes, Director  
Division of Air Resources  
Management

HLR/jr

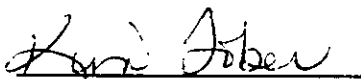
**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this AMENDMENT was sent by certified mail (\*) and copies were mailed by U.S. Mail before the close of business on 4-30-97 to the person(s) listed:

Mr. Ivan Nance, PPP\*  
Mr. John Koogler, P.E.  
Mr. Brian Beals, EPA  
Mr. John Bunyak, NPS  
Mr. Bill Thomas, SWD

Clerk Stamp

**FILING AND ACKNOWLEDGMENT FILED**, on this date, pursuant to §120.52(7), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

  
(Clerk)

4-30-97  
(Date)

Florida Department of  
Environmental Protection

Memorandum

TO: Howard L. Rhodes *ctj*

THRU: Clair Fancy *ctj*  
Al Linero *Alfina 4/25*

FROM: John Reynolds *ARL for JR*

DATE: April 25, 1997

SUBJECT: Amendment of Construction Permit No. AC41-232096  
Piney Point Phosphates

*Kim*

Attached is a letter that will extend the expiration date of the subject construction permit. The extension is needed because of delays in obtaining a local building permit from Manatee County.

I recommend your approval and signature.

JR/kt

*7*

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1.  Addressee's Address
- 2.  Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:  
 Ivan Nance, CEM  
 Pines Point Phosphates  
 13300 US Hwy 41 North  
 Palmetto, FL 34221

4a. Article Number  
P 265 659 200

- 4b. Service Type
- Registered  Certified
  - Express Mail  Insured
  - Return Receipt for Merchandise  COD

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)  
 X *[Signature]*

RS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

P 265 659 200

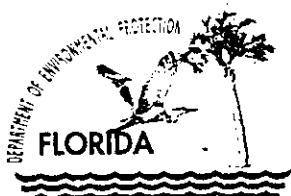
US Postal Service  
**Receipt for Certified Mail**

No Insurance Coverage Provided.  
Do not use for International Mail (See reverse)

Sent to	Ivan Nance
Street & Number	Pines Point Phos.
Post Office, State, & ZIP Code	Palmetto, FL
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	4-30-97

PS Form 3800, April 1995

AC41-232096  
P30-FL-205A



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Governor

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Howard L. Rhodes, Director  
Division of Air Resources  
Management

HLR/jr


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Clerk Stamp

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(Clerk)

4-30-97  
(Date)

Fold at line over top of envelope to

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 Palmetto, FL 34221

4a. Article Number  
 P 265 659 213

4b. Service Type  
 Registered  Certified  
 Express Mail  Insured  
 Return Receipt for Merchandise  COD

7. Date of Delivery  
 5-14-97

5. Received By: (Print Name)  
 [Signature]

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)  
 X

PS Form 3811



Thank you for using Return Receipt Service.

P 265 659 213

US Postal Service  
**Receipt for Certified Mail**  
 No Insurance Coverage Provided.  
 Do not use for International Mail (See reverse)

Sent to	Ivan Nance
Street & Number	Piney Point
Post Office, State, & ZIP Code	Palmetto, FL
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	corrected 5-9-97 pass

PS Form 3800 April 1995