



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

345 COURTLAND STREET, N.E.
ATLANTA, GEORGIA 30365

RECEIVED
JUL 16 1994
Bureau of
Air Regulation

4APT-AEB

JUL 15 1994

Mr. Clair H. Fancy, P.E.
Chief
Bureau of Air Regulation
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

SUBJ: Piney Point Phosphates, Inc. (PSD-FL-205)

Dear Mr. Fancy:

This is to acknowledge receipt of your preliminary determination and draft Prevention of Significant Deterioration (PSD) permit for the modifications at the above referenced facility by letter dated June 17, 1994. The modification involves increasing the permitted usage of an existing 190 mmBTU/hr fuel oil-fired boiler; and, shutting down an existing 96 mmBTU/hr fuel-oil fired boiler. The increase in hours of operation for the boiler will trigger PSD requirements for NO_x. SO₂ emissions will be limited through the use of very low sulfur (0.05%S) fuel oil. In addition, the boiler is subject to the NSPS subpart Db. We have reviewed this package and have no adverse comments.

Thank you for the opportunity to review and comment on the package. If you have any questions on these comments, please contact Mr. Gregg Worley of my staff at (404) 347-5014.

Sincerely yours,

Jewell A. Harper
Chief
Air Enforcement Branch
Air, Pesticides, and Toxics
Management Division

cc: Charles Logan
Bill Thomas / Jerry Kibbel, SWD } 8-9-94 RAN
John Buzgok, NPS



Bradenton Herald

102 MANATEE AVE. WEST, P.O. BOX 921
BRADENTON, FLORIDA 34206
TELEPHONE (813) 748-0411

Bradenton Herald
Published Daily
Bradenton, Manatee, Florida

**STATE OF FLORIDA
COUNTY OF MANATEE:**

Before the undersigned authority personally appeared Jill Rockefeller, who on oath says that she is Legal Advertising Representative of the Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of

Notice of Intent to Issue Permit

_____ in the _____ Court,
was published in said newspaper in the issues of

6/24/94

Affiant further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of 1 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 advertisement for publication in the said newspaper.

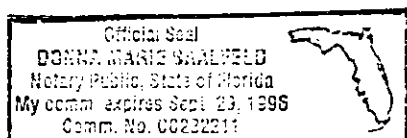
Jill Rockefeller
(Signature of Affiant)

Sworn to and subscribed before me this

27 day of June, 1994

Deanna Marie Saathoff

SEAL & Notary Public



Personally Known _____ or Produced Identification _____
Type of Identification Produced _____

RECEIVED

JUN 28 1994

Bureau of
Air Regulation

**State of Florida
Department of
Environmental Protection
Notice of Intent
To Issue Permit**

The Department of Environmental Protection gives notice of its intent to issue an air construction permit (AC 41-232096 to Piney Point Phosphates, Inc., 13300 US Highway 41 North, Palmetto, Florida 34221-8662 to increase the operating hours of a proposed 190 MMBtu/hr process steam boiler from 876 hours to 8780 hours per year. A determination of the Best Available Control Technology (BACT) was required for nitrogen oxides (NOx), particulate matter (PM) and sulfur dioxide (SO2). The PSD increment for nitrogen dioxide consumed by this facility and other sources in the Class II area is 3.02 ug/m3, annual average or 12 percent of the available increment of 25.0 ug/m3. The nitrogen oxides emissions from this project will have no significant impact in the Class I Chas-sahowitzka Wilderness Area. The Department is issuing this Intent to Issue for the reasons stated in the Technical Evaluation and Preliminary Determination.

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. 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 14 days of publication of this notice. Petition 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, Florida Statutes.

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 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. Person whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petitioner 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 application 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 111 Tallahassee, FL 32301

Department of Environmental Protection Southwest District 3804 Coconut Palm Drive Tampa, FL 33619-8218

Manatee County Air Quality Division 202 6th Avenue East Bradenton, FL 34208

Any person may send written comments on the proposed action to Mr. Preston Lewis at the Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400. All comments received within 30 days of the publication of this notice will be considered in the Department's final determination.

Further, a public hearing can be requested by any person(s). Such requests must be submitted within 30 days of this notice.
6/24/94