

PINEY POINT PHOSPHATES, INC.

13300 U. S. Hwy. 41 North
Palmetto, Florida 34221
(813) 722-4555

RECEIVED

NOV 07 1995

BUREAU OF
AIR REGULATION

31 October 1995

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

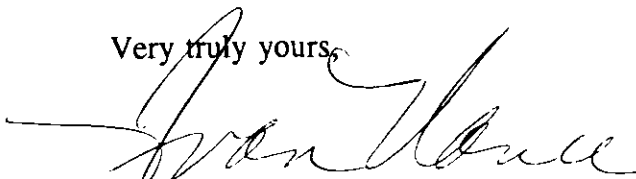
Re: DEP File No. AC41-173305;
Proof of Publication

Dear Sir:

Find accompanying this transmittal letter a proof of publication from the Bradenton Herald for the "Notice of Intent to Issue Permit" for the above-referenced permit.

Should further information or response be required, please contact our offices.

Very truly yours,



Ivan Nance
Environmental Manager

/rmm

Enclosure

CC: SWD ✓
G. Johnson, Manatee Co. ✓
J. Kooske ✓
EPA
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 Headings, 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

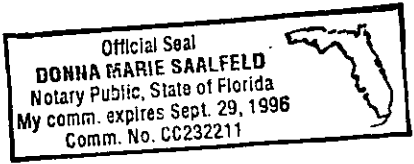
_____ in the _____ Court,
was published in said newspaper in the issues of
10/28/95

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 Headings

(Signature of Affiant)

Sworn to and subscribed before me this
30 day of October 19 95
Donna Marie Saalfeld
SEAL & Notary Public



Any person may send written comments on the proposed action to Administrator, New Source Review Section, Bureau of Air Regulation, at the Department's Tallahassee address. 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.
10/28/95

Personally Known _____ or Proc _____
Type of Identification Produced _____

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, Florida Administrative Code.
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
Tallahassee, FL 32301
Department of Environmental Protection
Southwest District
8407 Laurel Fair Circle
Tampa, FL 33619

State of Florida
Department of
Environmental Protection
Notice of Intent
To Issue Permit
PSD-FL-144
The Department of Environmental Protection (Department) gives notice of its intent to issue a permit to Piney Point Phosphates, Inc., 13300 U.S. Highway 41 North, Palmetto, Florida 34221. This company operates a phosphate fertilizer manufacturing facility at that address. The permit will allow the construction of a 2,700 tons/day sulfuric acid plant to replace the existing 2,000 tons/day plant which will be permanently shut down. A determination of Best Available Control Technology (BACT) was required since the proposed project is subject to Prevention of Significant Deterioration (PSD) regulations. BACT consists of the double absorption process for sulfur dioxide plus high efficiency mist eliminators for controlling acid mist. Modeling results indicate that the proposed project is not expected to cause or significantly contribute to any violation of the ambient air quality standards. 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 (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 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, Florida Statutes, F.S.
The Petition shall contain the following information; (a) The name, address, and the 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 warrants 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. Persons 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

Piney Point PHosphates, Inc.
13300 U.S. 41 N
Palmetto, Fl. 34221

CERTIFIED MAIL # Z136648234

October 2, 1995

Dept. Of Environmental Regulation
Bureau Of Air Regulation
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

RECEIVED

OCT 5 1995

Bureau of
Air Regulation

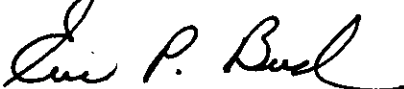
Re: Construction Permit For Sulfuric Acid Plant
DEP File No. PSD - FL - 144
AC 41 - 173305
Manatee County

Dear Sirs:

Enclosed is proof of publication as required by rule 62-103.150,
F.A.C. for the aforementioned subject facility in Manatee County,
Florida.

I hope this meets your approval.

Sincerely,
ERIC P. BUSH, P.E.



Enclosure
c.c. IVAN NANCE, Corporate Environmental Director



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:**

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Intent To Issue

in the _____ Court,

was published in said newspaper in the issues of

9/27/95

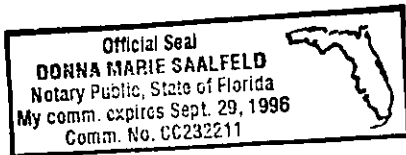
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Jill Headings
(Signature of Affiant)

Sworn to and subscribed before me this

27 day of September, 19 95

Donna Marie Saalfeld
SEAL & Notary Public



State of Florida
Department of
Environmental Protection
CERTIFIED MAIL
In the Matter of an Application
for Permit by:
Mr. Ivan Nance
Environmental/
Technical Manager
Piney Point Phosphates, Inc.
13300 U.S. Highway 41 North
Palmetto, Florida 34221
DEP File No. PSD-FL-144
AC 41-173305
Manatee County
INTENT TO ISSUE
The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit (copy attached) for the applicant's facility as detailed in the application specified above for the reasons stated in the Technical Evaluation and Preliminary Determination.
The applicant, Piney Point Phosphates, Inc., applied on April 26, 1995, to the Department for a permit to construct a 2,700 tons/day sulfuric acid plant at their facility located in Manatee County.
The Department has permitting jurisdiction under the provisions of Chapter 403, Florida Statutes (F.S.), and Chapters 62-212 and 62.4, Florida Administrative Code (F.A.C.).
The project is not exempt from permitting procedures. The Department has determined that a permit is required for the proposed project.
Pursuant to Section 403.815, F.S., and Rule 62-103.150, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice shall be published one time only within 30 days in the legal ad section of a newspaper of general circulation in the area affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Section 50.011 and 50.031, F.S., in the county where the activity is to take place. The applicant shall provide proof of publication to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within seven days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.
9/27/95

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