



CERTIFIED MAIL-RETURN RECEIPT  
September 25, 2001

RECEIVED

SEP 27 2001

BUREAU OF AIR REGULATION

Mr. A. A. Linero, P.E.  
Bureau of Air Regulation  
Florida Dept. of Environment Protection  
2600 Blair Stone Road  
Mail Station 5505  
Tallahassee, FL 32399-2400

**RE: DEP FILE NO. 0810007-009-AC  
DUCT BURNER REPLACEMENT**

Dear Mr. Linero:

Enclosed please find an affidavit of publication of the Notice of Intent to Issue Air Construction Permit to Tropicana Products, Inc., for its installation of replacement duct burners for the existing cogeneration system.

If you need anything further regarding this matter, please let me know.

Sincerely,

Douglas E. Foster  
Director, Corporate Environmental & Safety

jlb

Enclosure

cc: D. Kaden  
D. Thomas, SWD  
M. Farthoff, Manatee Co.

# BRADENTON HERALD

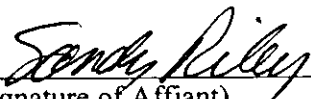
www.bradenton.com  
P.O. Box 921  
Bradenton, FL 34206-0921  
102 Manatee Avenue West  
Bradenton, FL 34205-8894  
941/748-0411 ext. 7065

Bradenton Herald  
Published Daily  
Bradenton, Manatee, Florida

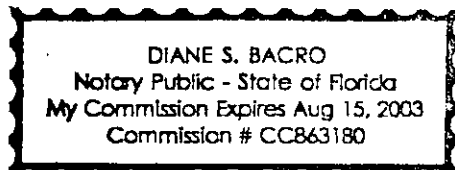
STATE OF FLORIDA  
COUNTY OF MANATEE;


Before the undersigned authority personally appeared Sandy Riley, who on oath says that she is a 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 PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT in the Court, was published in said newspaper in the issues of 9/20/01.

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.

  
(Signature of Affiant)

Sworn to and subscribed before me this  
21st Day of September 2001



  
SEAL & Notary Public  
Personally Known ☒ OR Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

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BUREAU OF AIR REGULATION

PUBLIC NOTICE OF  
INTENT TO ISSUE  
AIR CONSTRUCTION  
PERMIT

STATE OF FLORIDA  
DEPARTMENT OF  
ENVIRONMENTAL  
PROTECTION  
DEP FILE No.  
0810007-009-AC  
TROPICANA  
PRODUCTS, INC.  
MANATEE COUNTY

The Department of Environmental Protection gives notice of its intent to issue an air construction permit to TROPICANA PRODUCTS, INC. for its existing citrus juice processing facility located at 1001 13th Ave., Bradenton, Manatee County. The applicant's mailing address: P.O. Box 338, Bradenton, Florida 34206. The permit is to allow the installation of replacement duct burners for the existing cogeneration system. This project is not subject to the requirements of the Prevention of significant Deterioration program. An air quality impact analysis was not required.

Except for particulate matter, there will be no increase in potential emissions of pollutants from this project. The increase in potential emissions of particulate matter is estimated to be approximately three tons per year.

The Department will issue the final permit with the attached conditions unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The Department will accept written comments concerning the proposed permit issuance action for a period of fourteen (14) days from the date of publication of this Public Notice of Intent to Issue Air Construction Permit. Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station #5505, Tallahassee, FL 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below. Mediation is not available in this proceeding. 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 as 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 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 inter-

vene 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 & 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's 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 action; and

(f) A statement of 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.

A complete project file is available for public inspection during normal business hours, 8:00am to 5:00pm, Monday through Friday, except legal holidays, at:

Dept. of Environmental  
Protection  
Bureau of Air  
Regulation  
Suite 4  
1111 S. Magnolia Dr.  
Tallahassee, FL 32301  
phone 850-488-0114  
FAX: 850-922-6979

Dept. of Environmental  
Protection  
Southwest District  
3804 Coconut Palm  
Dr.  
Tampa, FL 33619-8218  
phone: 813/744-6100

The complete project file includes the application, technical evaluations, draft permit, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Source Review Section, or the Department's reviewing engineer for this project, Joseph Kahn, P.E., at the Bureau of Air regulation in Tallahassee, Florida, or Call 850-488-0114, for additional information. Written comments directed to the Department's reviewing engineer should be sent to the following mailing address: Dept. of Environmental Protection, Bureau of Air Regulation, Mail Station #5505, Tallahassee, Florida 32399-2400, 9/20/01