



VIA AIRBORNE EXPRESS
January 30, 2001

RECEIVED

JAN 31 2001

BUREAU OF AIR REGULATION

Mr. A. A. Linero, P.E.
FDEP Bureau of Air Regulation
2600 Blair Stone Road
Mail Station #5505
Tallahassee, FL 32399-2400

**RE: STANDBY PROCESS STEAM BOILER
DEP PERMIT FILE NO. 0810007-008-AC**

Dear Mr. Linero:

Enclosed please find an affidavit of publication of the Notice of Intent to Issue Air Construction Permit for a portable standby process steam boiler to Tropicana Products, Inc., for the Bradenton citrus processing plant.

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

Sincerely,

A handwritten signature in cursive script that reads "Douglas Foster" followed by the initials "jlb".

Douglas E. Foster
Director, Corporate Environmental & Safety

jlb

Enclosure

cc: *J. Kahn*
B. Thomas, SOD

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

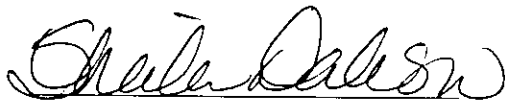
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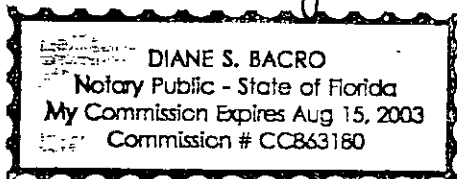
STATE OF FLORIDA COUNTY OF MANATEE;

Before the undersigned authority personally appeared Sheila Dalesio, 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 in the Court, was published in said newspaper in the issues of JANUARY 25, 2001.

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
25th Day of January, 2001




SEAL & Notary Public

Personally Known: ☒ OR Produced Identification: ☐
Type of Identification Produced: _____

**PUBLIC NOTICE OF
INTENT TO ISSUE AIR
CONSTRUCTION PERMIT**

**STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION
DEP FILE No.
0810007-008-AC
TROPICANA
PRODUCTS, INC.
MANATEE COUNTY**

The Department of Environmental Protection (Department) 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 occasional temporary installation of a standby process steam boiler with a physical capacity of 99mmBtu/hour or less, that fires natural gas and low sulfur distillate fuel oil (0.05% sulfur by weight). This permitting action will allow the applicant the flexibility to install the portable boiler or remove it in accordance with the applicant's needs. The applicant is not limited to the use of any particular make or model boiler, and the length of time the boiler may be located at the facility is not limited. Further, the applicant may install and remove a boiler, and then install it or another boiler again, as needed. The permit term is five years, to allow for the installation and removal of the boiler as needed over that period of time. This project is not subject to the requirements for PSD. An air quality impact analysis was not required.

Total emissions of pollutants from the fuel change authorized by this permit will not exceed the following approximate annual emission rates in tons per year: PM, 1.2; SO₂, 2.7; NO_x, 30.6; CO, 21.6; VOC, 1.4.

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 Blvd., 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, with 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 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 28-106.205 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 4.111 S. Magnolia Dr.
Tallahassee, FL 32301
Telephone 850-488-0114
FAX: 850-922-6979

Dept. of Environmental Protection
Southwest District
3804 Coconut Palm Dr.
Tampa, FL 33619-8218
Telephone: 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.

1/25/01