



# Department of Environmental Protection

Jeb Bush  
Governor

Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

David B. Struhs  
Secretary

July 13, 2001

Certified Mail

7001 0360 0000 8773 2525

John Bankey, Director of Operations  
Merillat Corporation  
1300 S.W. 38<sup>th</sup> Avenue  
Ocala, FL 34474

Re: **PROPOSED** Title V Permit No.: 0830137-002-AV  
Cabinet Manufacturing Facility

Dear Mr. Bankey:

One copy of the "PROPOSED PERMIT DETERMINATION" for the Merillat Corporation Facility, located at 1300 S.W. 38<sup>th</sup> Avenue, Ocala, Marion County, is enclosed. This letter is only a courtesy to inform you that the DRAFT permit has become a PROPOSED permit.

An electronic version of this determination has been posted on the Division of Air Resources Management's world wide web site for the United States Environmental Protection Agency (USEPA) Region 4 office's review. The web site address is <http://www.dep.state.fl.us/air>.

Pursuant to Section 403.0872(6), Florida Statutes, if no objection to the PROPOSED permit is made by the USEPA within 45 days, the PROPOSED permit will become a FINAL permit no later than 55 days after the date on which the PROPOSED permit was mailed (posted) to USEPA. If USEPA has an objection to the PROPOSED permit, the FINAL permit will not be issued until the permitting authority receives written notice that the objection is resolved or withdrawn.

If you have any other questions, please contact Alan Zahm at 407/893-3335.

Sincerely,

L.T. Kozlov, PE  
Program Administrator  
Air Resources Management

LTK/aze

Enclosures

"More Protection, Less Process"

Printed on recycled paper.

copy furnished to:

John Bankey, Director of Operations  
Merillat Corporation  
1300 S.W. 38<sup>th</sup> Avenue  
Ocala, FL 34474

Victor A. Hurlburt, P.E.  
Bruce Mitchell, DARM, BAR, Title V Section  
Mr. Joel Huey - USEPA Region IV

U.S. Postal Service  
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<b>Total Postage &amp; Fees</b>	<b>\$</b>	

**Sent To**  
**JOHN BANKEY DIRECTOR OF OPERATIONS**  
 Street, Apt. No.; MERILLAT CORP  
 or PO Box No. 1300 S W 38TH AVENUE  
 City, State, ZIP+4 Ocala FL 34474

7001 0360 0000 8773 2525

PS Form 3800, January 2001 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Received by (Please Print Clearly) <i>McMackin</i> B. Date of Delivery <i>7-18-01</i></p> <p>C. Signature <i>R. McMackin</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <p>JOHN BANKEY DIRECTOR OF OPERATIONS MERILLAT CORPORATION 1300 S.W. 38TH AVENUE OCALA FL 34474</p>	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number (Copy from service label) 7001 0360 0000 8773 2525 0830137-002-AV AZ MLE</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>PS Form 3811, July 1999 Domestic Return Receipt <i>Marion County</i> 702595-00-M-0952</p>	

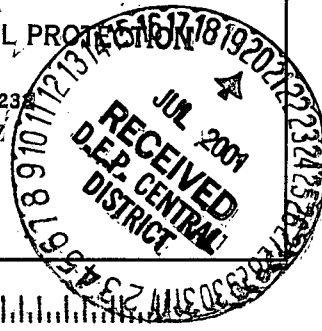
UNITED STATES POSTAL SERVICE



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USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
CENTRAL DISTRICT  
3319 MAGUIRE BLVD., SUITE 230  
ORLANDO, FL 32803-3767



33



## **PROPOSED PERMIT DETERMINATION**

PROPOSED Permit No.: 0830137-002-AV

Page 1 of 1

### **I. Public Notice.**

An "INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" to Merillat Corporation Facility, located at 1300 S.W. 38<sup>th</sup> Avenue, Ocala, Marion County, was clerked on May 23, 2001. The "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" was published in the Ocala Star Banner on June 5, 2001. The DRAFT Title V Air Operation Permit was available for public inspection at the permitting authority's office in Orlando. Proof of publication of the "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" was received on June 11, 2001.

### **II. Public Comment(s).**

No comments were received during the 30 (thirty) day public comment period. Since no comments were received, the DRAFT Title V Air Operation Permit becomes the PROPOSED Title V Air Operation Permit.

### **III. Conclusion.**

(1) Since there were no comments received during the Public Notice period, no changes were made to the DRAFT Title V Permit and the permitting authority hereby issues the PROPOSED Permit No.: 0830137-002-AV.

**STATEMENT OF BASIS**

Merillat Corporation  
Cabinet Manufacturing Facility  
Facility ID No.: 0830137  
Marion County

Title V Air Operation Permit  
**PROPOSED Permit No.: 0830137-002-AV**

This Title V air operation permit is issued under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-210, and 62-213. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents, attached hereto or on file with the permitting authority, in accordance with the terms and conditions of this permit.

The facility consists of a wood furniture manufacturing operation that includes woodworking and finishing operations of kitchen and bath cabinets.

Finishing operations consist of a series of application spray booths, flash areas, brush and wipe sanding stations, and curing ovens. Parts shall be transferred between process stations by an overhead conveyor system. Toners, stains, clear coat sealers, and clear topcoats may be applied to parts as necessary to produce the desired product; however, application shall be performed manually, by operators in spray booths, using high-volume, low-pressure (HVLP) spray guns.

Additionally, the permittee may operate off-line spray booths for part touch-up or repair, special parts or products, or special colors. Also, a "top shop" side operation may be constructed to produce laminated cabinet tops. This operation shall include machining operations, glue application, and a final edge trim step. Particulate emissions from the "top shop" operations are controlled by a dust collection system.

Based on the air construction permit application received May 25, 1999, this facility is a major source of hazardous air pollutants (HAPs).

The applicable emission limitations are contained in construction permit 0830137-001-AC and are 1) the total VOC emission rate shall not exceed 249 tons per consecutive twelve months and 2) the visible emissions are limited to 20 percent opacity per Rule 62-296.320(4)(b)1., F.A.C., and 3) the applicable requirements of Title 40, Code of Federal Regulations (CFR), Part 63, Subpart A – General Provisions, and Subpart JJ – National Emission Standards for Wood Furniture Manufacturing Operations.

# Merillat.

Certified Mail

Department of Environmental Protection  
Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

June 8, 2001

Attention: Alan Zahm, P.E.  
Program Administrator

Re: Permit Number 0830137-002-AV

Dear Mr. Zahm;

This letter is being submitted by the Merillat Corporation, Ocala Florida Facility, to fulfill the Proof of Publication requirements pursuant to Sections 403.815 and 403.087, F.S., and Rules 62-110.106 and 62-210.35(3), F.A.C.

The notice was published in the Ocala Star Banner on June 5, 2001. Enclosed please find the Proof of Publication affidavit.

Please feel free to contact me with any questions. My number is 352-291-4622.

Sincerely,



Donna R. Tackett  
Environmental, Health & Safety Coordinator

Enclosure: Proof of Publication Affidavit

**Initial Compliance Status Report**

**PROOF OF PUBLICATION**

**STAR-BANNER**

**Published - Daily**

**OCALA, MARION COUNTY, FLORIDA**

STATE OF FLORIDA,  
COUNTY OF MARION

Before the undersigned authority personally appeared Janice Sue Castleberry who on oath says that she is an authorized employee of the Star-Banner, a daily newspaper published at Ocala, in Marion County, Florida; that the attached copy of advertisement, being a notice in the matter of \_\_\_\_\_

**#364373 - PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR**

**OPERATION PERMIT FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION Title V DRAFT**

\_\_\_\_\_ in the \_\_\_\_\_ Court, was published in said newspaper in the issues of \_\_\_\_\_

**JUNE 5, 2001**

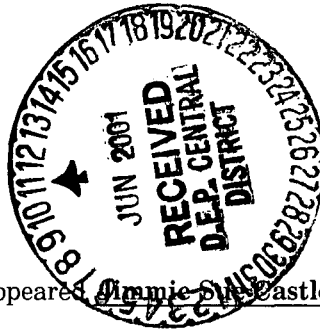
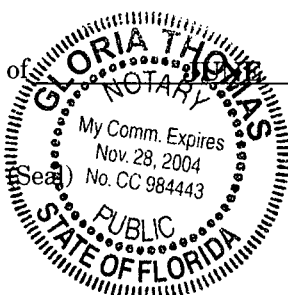
Affiant further says that the said STAR-BANNER is a daily newspaper published at Ocala, in said Marion County, Florida, and that the said newspaper has heretofore been continuously published in said Marion County, Florida, daily, and has been entered as second class mail matter at the post office in Ocala, in said Marion County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he 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.

*Janice Sue Castleberry*

Sworn to and subscribed before me this 5<sup>th</sup> day

\_\_\_\_\_, A.D., 2001.

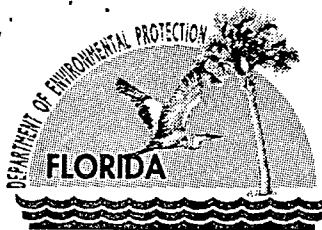
*Gloria Thomas*  
**GLORIA THOMAS** Notary Public  
(Print, Type or Stamp Name of Notary Public)



**PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION Title V DRAFT Permit No: 0830137-002-AV Cabinet Manufacturing Facility Marion County**

The Florida Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit to Merillat Corporation, for the cabinet manufacturing facility located at 1300 S.W. 38th Avenue, Ocala, Marion County. The applicant's name and address are: Attention: John Bankey, Director of Operations, Merillat Corporation, 1300 S.W. 38th Avenue, Ocala, Florida 34474. The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, if accordance with the conditions of the Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions. The permitting authority will accept written comments concerning the proposed Title V DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the permitting authority's office, Florida Department of Environmental Protection, 3319 Maguire Boulevard, Suite 232, Orlando, Florida, 32803 (Telephone: 407/894-7555; Fax: 407/897-5963). Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice. A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.56 and 120.57 of the Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, FL 32399-3000 (Telephone: 850/488-9730. Fax: 850/487-4938). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of the notice of intent, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the permitting authority 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 applicable 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 (F.A.C.). A petition that disputes the material facts on which the permitting authority's action is based must contain the following information:

(a) the name and 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; 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 petitioner's substantial rights will be affected by the agency determination  
(c) A statement of how and when the petitioner received notice of the agency action or proposed action;  
(d) A statement of all disputed issues of material fact if there are none, the petitioner must so state;  
(e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief and  
(f) A demand for relief.  
A petition that does not dispute the material facts upon which the permitting authority'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 F.A.C. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority'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 permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above. Mediation is not available for this proceeding. In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460. A complete project file 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:  
Permitting Authority:  
Florida Department of Environmental Protection  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida, 32803  
Telephone: 407/894-7555  
Fax: 407/897-5963  
The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Alan Zahin, P.E., at the above letterhead address or if you have any other questions, please call 407/893-3335.  
No. 364373 - June 5, 2001



# Department of Environmental Protection

Jeb Bush  
Governor

Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

David B. Struhs  
Secretary

CERTIFIED MAIL

7099 3400 0010 0525 4221

John Bankey, Director of Operations  
Merillat Corporation  
1300 S.W. 38<sup>th</sup> Avenue  
Ocala, FL 34474

Re: **DRAFT Title V Permit No.:** 0830137-002-AV  
Cabinet Manufacturing Facility

Dear Mr. Bankey:

One copy of the DRAFT Title V Air Operation Permit for the Merillat Corporation Facility, located at 1300 S.W. 38<sup>th</sup> Avenue, Ocala, Marion County, is enclosed. The permitting authority's "INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" and the "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" are also included.

The "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT" must be published as soon as possible upon receipt of this letter. Proof of publication, i.e., newspaper affidavit, must be provided to the permitting authority's office within 7 (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.

Please submit any written comments you wish to have considered concerning the permitting authority's proposed action to Alan Zahm, P.E., at the above letterhead address or call 407/893-3335.

Sincerely,

L.T. Kozlov, P.E.  
Program Administrator  
Air Resources Management

5-23-01

Date

LTK/aze  
Enclosures

"More Protection, Less Process"

Printed on recycled paper.



In the Matter of an  
Application for Permit by:

Merillat Corporation  
1300 S.W. 38<sup>th</sup> Avenue  
Ocala, FL 34474

DRAFT Permit No. 0830137-002-AV  
Cabinet Manufacturing Facility  
Marion County

INTENT TO ISSUE TITLE V AIR OPERATION PERMIT

The Florida Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit (copy of DRAFT Permit attached) for the Title V source detailed in the application specified above, for the reasons stated below.

The applicant, Merillat Corporation, applied on February 28, 2001, to the permitting authority for a renewal of the Title V air operation permit for the Merillat Corporation Facility located at 1300 S.W. 38<sup>th</sup> Avenue, Ocala, Marion County.

The permitting authority has permitting jurisdiction under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-4, 62-210, and 62-213. This source is not exempt from Title V permitting procedures. The permitting authority has determined that a Title V air operation permit is required to commence or continue operations at the described facility.

The permitting authority intends to issue this Title V air operation permit based on the belief that reasonable assurances have been provided to indicate that operation of the source will not adversely impact air quality, and the source will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-256, 62-257, 62-281, 62-296, and 62-297, F.A.C.

Pursuant to Sections 403.815 and 403.087, F.S., and Rules 62-110.106 and 62-210.350(3), F.A.C., you (the applicant) are required to publish at your own expense the enclosed "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT." The notice shall be published one time only as soon as possible in the legal advertisement section of a newspaper of general circulation in the area affected. For the purpose of these rules, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. Where there is more than one newspaper of general circulation in the county, the newspaper used must be one with significant circulation in the area that may be affected by the permit. If you are uncertain that a newspaper meets these requirements, please contact the permitting authority at the address or telephone number listed below. The applicant shall provide proof of publication to the permitting authority's office, Florida Department of Environmental Protection, 3319 Maguire Boulevard, Suite 232, Orlando, Florida, 32803 [Telephone: 407/894-7555; Fax: 407/897-5963], within 7 (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 pursuant to Rule 62-110.106, F.A.C.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the attached Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed permit issuance action for a period of 30 (thirty) days from the date of publication of the "PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT." Written comments should be provided to the permitting authority office. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

A person whose substantial interests are affected by the 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 at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, FL 32399-3000 (Telephone: 850/488-9730, Fax: 850/487-4938). 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), F.S., 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), F.S., however, any person who asked the permitting authority 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, F.A.C.

A petition that disputes the material facts on which the permitting authority's action is based must contain the following information:

- (a) The name and 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 each petitioner received notice of the agency 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, as well as the rules and statutes which entitle the petitioner to relief;
- (f) A demand for relief.

A petition that does not dispute the material facts upon which the permitting authority'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, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority'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 permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above. Mediation will not be available in this proceeding.

In addition to the above, a person subject to regulation has a right to apply to the Department of Environmental Protection for a variance from or waiver of the requirements of particular rules, on certain conditions, under Section 120.542, F.S. The relief provided by this state statute applies only to state rules, not statutes, and not to any federal regulatory requirements. Applying for a variance or waiver does not substitute or extend the time for filing a petition for an administrative hearing or exercising any other right that a person may have in relation to the action proposed in this notice of intent.

The application for a variance or waiver is made by filing a petition with the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. The petition must specify the following information:

- (a) The name, address, and telephone number of the petitioner;
- (b) The name, address, and telephone number of the attorney or qualified representative of the petitioner, if any;
- (c) Each rule or portion of a rule from which a variance or waiver is requested;
- (d) The citation to the statute underlying (implemented by) the rule identified in (c) above;
- (e) The type of action requested;
- (f) The specific facts that would justify a variance or waiver for the petitioner;
- (g) The reason why the variance or waiver would serve the purposes of the underlying statute (implemented by the rule); and,
- (h) A statement whether the variance or waiver is permanent or temporary and, if temporary, a statement of the dates showing the duration of the variance or waiver requested.

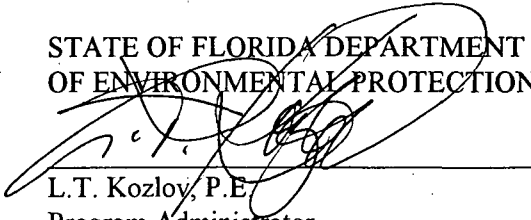
The Department will grant a variance or waiver when the petition demonstrates both that the application of the rule would create a substantial hardship or violate principles of fairness, as each of those terms is defined in Section 120.542(2), F.S., and that the purpose of the underlying statute will be or has been achieved by other means by the petitioner.

Persons subject to regulation pursuant to any federally delegated or approved air program should be aware that Florida is specifically not authorized to issue variances or waivers from any requirements of any such federally delegated or approved program. The requirements of the program remain fully enforceable by the Administrator of the United States Environmental Protection Agency and by any person under the Clean Air Act unless and until the Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Finally, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460.

Executed in Orlando, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



---

L.T. Kozloy, P.E.  
Program Administrator  
Air Resources Management

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

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**JOHN BANKEY DIRECTOR OPERATIONS**

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Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark  
Here

Name (Please Print Clearly) (to be completed by mailer)  
**MERRILLAT CORPORATION**  
 Street, Apt. No., or PO Box No.  
**1300 S W 38TH AVENUE**  
 City, State, ZIP+4  
**OCALA FL 34474**

PS Form 3800, July 1999

See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
**JOHN BANKEY DIRECTOR OF OPERATIONS**  
**MERRILLAT CORPORATION**  
**1300 S W 38TH AVENUE**  
**OCALA FL 34474**

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) **CAREY** B. Date of Delivery **5/25/01**

C. Signature **[Signature]**  Agent  Addressee

D. Is delivery address different from item 1?  Yes  No  
 If YES, enter delivery address below:

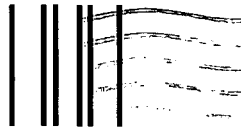
**RETURN RECEIPT REQUESTED**

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number (Copy from service label)  
**7099 3400 0010 0525 4221**      **0830137-002-AV**      **AZ**      **MLE**

UNITED STATES POSTAL SERVICE

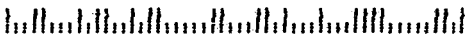


First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •



DEPT. OF ENV. PROTECTION  
CENTRAL DISTRICT  
3300 MAGUIRE BLVD., STE. 232  
LANDO, FL 32605-3767



CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this INTENT TO ISSUE TITLE V AIR OPERATION PERMIT (including the PUBLIC NOTICE and the DRAFT permit) and all copies were sent by certified mail before the close of business on May 24, 2001 to the person(s) listed:

John Bankey, Director of Operations  
Merillat Corporation  
1300 S.W. 38<sup>th</sup> Avenue  
Ocala, FL 34474

In addition, the undersigned duly designated deputy agency clerk hereby certifies that copies of this INTENT TO ISSUE TITLE V AIR OPERATION PERMIT (including the PUBLIC NOTICE and the DRAFT permit) were sent by U.S. mail on the same date to the person(s) listed or as otherwise noted:

Victor A. Hurlburt, P.E.  
Bruce Mitchell, DARM, BAR, Title V Section  
Mr. Joel Huey - USEPA Region IV

Clerk Stamp

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

E. Williams  
Clerk

5/23/2001  
Date

**PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT**  
**FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Title V DRAFT Permit No.: 0830137-002-AV  
Cabinet Manufacturing Facility  
Marion County

The Florida Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit to Merillat Corporation, for the cabinet manufacturing facility located at 1300 S.W. 38<sup>th</sup> Avenue, Ocala, Marion County. The applicant's name and address are: Attention: John Bankey, Director of Operations, Merillat Corporation, 1300 S.W. 38<sup>th</sup> Avenue, Ocala, Florida 34474.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the Title V DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed Title V DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the permitting authority's office, Florida Department of Environmental Protection, 3319 Maguire Boulevard, Suite 232, Orlando, Florida, 32803 (Telephone: 407/894-7555; Fax: 407/897-5963). Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57 of the Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, FL 32399-3000 (Telephone: 850/488-9730, Fax: 850/487-4938). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of the notice of intent, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the permitting authority 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 applicable 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 (F.A.C.).

A petition that disputes the material facts on which the permitting authority's action is based must contain the following information:

(a) The name and 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; 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 petitioner's substantial rights will be affected by the agency determination;

(c) A statement of how and when the petitioner received notice of the agency action or proposed action;

- (d) A statement of all disputed issues of material fact. If there are none, the petition must so state;
- (e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief; and
- (f) A demand for relief.

A petition that does not dispute the material facts upon which the permitting authority'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, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority'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 permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available for this proceeding.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460.

A complete project file 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:

Permitting Authority:

Florida Department of Environmental Protection  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida, 32803  
Telephone: 407/894-7555  
Fax: 407/897-5963

The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Alan Zahm, P.E., at the above letterhead address or if you have any other questions, please call 407/893-3335.



-----  
P.E. Certification Statement

**Permittee:** Merillat Corporation  
**Permit No.:** 0830137-002-AV  
**Project type:** Initial Title V Permit

*I HEREBY CERTIFY that the engineering features described in the above referenced application and subject to the proposed permit conditions provide reasonable assurance of compliance with applicable provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-4 and 62-204 through 62-297. However, I have not evaluated and I do not certify aspects of the proposal outside of my area of expertise (including but not limited to the electrical, mechanical, structural, hydrological, and geological features).*

(Seal)



ALAN ZAHM, P.E.  
Registration Number: 36903



Permitting Authority:

Florida Department of Environmental Protection  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803  
Telephone: 407/894-7555  
Fax: 407/897-5963

EMISSIONS SUMMARY:

lbs/hr.

tons/yr

Voc

249

AIR TOXIC ANALYSIS:

NO LONGER REQUIRED

CONCLUSION:

Based upon the application, the Department has been provided reasonable assurance the source can be operated in compliance with applicable air pollution rules and regulations, provided the source is operated as specified in the application and permit conditions are met.

*Alan Zahm*

Alan D. Zahm, P.E.

*22 May '01*

Date

# TECHNICAL EVALUATION AND DETERMINATION

NAME AND LOCATION:

Merrillat Corporation  
1300 SW 38th Avenue  
Ocala FL 34474

SCHEDULE:

Received: 28 Feb 01

Complete: 28 Feb 01

Drafted: 8 May 01

DESCRIPTION:

The applicant intends to obtain a Title V permit for this recently constructed facility.

RULE APPLICABILITY:

40 CFR 63 Subpart JJ Wood Furniture NESHAAP

## Air Operation Permit Application

This Application for Air Permit is submitted to obtain: (Check one)

Initial Title V air operation permit for an existing facility which is classified as a Title V source.

Emissions Unit ID	Description of Emissions Unit	Permit Type	Processing Fee
1	Woodworking equipment including saws, borers, routers, shaping/carving, sanding and brushing machines.	NA	NA
2	Finishing material application spray booths, curing ovens, storage area, and glue/adhesive applicators.	NA	NA

1. Pollutant Emitted	2. Pollutant Classif.	3. Requested Emissions Cap		4. Basis for Emissions Cap	5. Pollutant Comment
		lb/hour	tons/year		
VOC	A		249	ESCPSD	Proposed facility-wide VOC emission limit

Control Equipment/Method Description (Limit to 200 characters per device or method):

Baghouse (fabric filter) dust collection systems.

Maximum Production Rate: 193 cabinets/hour ; 910,000 cabinets/yr

Requested Maximum Operating Schedule:

24 hours/day

7 days/week

52 weeks/year

8,760 hours/year

Segment Description (Process/Fuel Type) (limit to 500 characters):

Miscellaneous woodworking operations - sanding/planing operations

Emissions from the woodworking operations are vented to common baghouse dust collection systems. There are three baghouse systems with a single exhaust stack for each baghouse.

Segment Description (Process/Fuel Type) (limit to 500 characters):

Application of various finishing materials and glue/adhesives to wood components.

Descriptions of Emission Points Comprising this Emissions Unit for VE Tracking (limit to 100 characters per point):

The application of finishing materials will be conducted in several spray booths. Fumes from the spray booths will be vented to the atmosphere by a series of exhaust fans through a series of exhaust stacks. Fumes from the application of glues/adhesives will be vented through building vents.

For above items 4. and 5., maximum hourly and annual rates will correspond to the amount of VOC (solvent) in the coatings/finishing materials and glue adhesives. 301 lbs (0.15 tons) of VOC/hr and 247 tons of VOC/yr represent the maximum hourly and annual rates, respectively.

Basis for Allowable Emissions Code:  
RULE, ESCPSD

Requested Allowable Emissions and Units:  
0.8 lb VHAP/lb solids average across all  
coatings and 0.2 lb VHAP/lb solids for  
contact adhesives (40 CFR 63, Subpart JJ)

2. Future Effective Date of Allowable  
Emissions:

4. Equivalent Allowable Emissions:

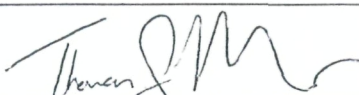
301 lb/hr

247 tons/yr

*249 is in permit-AC*

**INSPECTION REPORT FORM  
AIR POLLUTION EMISSION SOURCES**

ARMS  
TJM  
4-17-01

FACILITY: Merillat Corporation		DISTRICT: Central District	COUNTY: Marion
ADDRESS: SW 38 <sup>th</sup> Avenue Ocala, FL		CONTACT: Donna Tackett (EHS Coordinator) 352-291-4622	
AIRS# 0830137	PERMIT #: 0830137-001-AC (Title-V)	EXPIRATION DATE: July 31, 2004	
SOURCE DESCRIPTION: Wood Furniture Manufacturing			
INSPECTION DATE: April 12, 2001	AUDIT TYPE: Level 2	COMPLIANCE STATUS: In Compliance	
INSPECTION COMMENTS/RECOMMENDATIONS:			
<p>ON April 12, 2001, Tom Mulligan of FDEP visited the subject facility to perform a Level 2 compliance inspection. Contact was made with Donna Tackett, the Environmental Health &amp; Safety Coordinator. Ms. Tackett accompanied Mr. Mulligan on a walkthrough inspection of the facility. After the inspection, Ms. Tackett provided Mr. Mulligan with copies of the records required by Specific Condition 12 of the current permit.</p> <p><u>CFR Part 63 Subpart JJ (63.806, Recordkeeping Requirements)</u>          Certified Product Data Sheets for each material utilized were reviewed and found satisfactory. The VHAP content of each material was found to be satisfactory [1. (a) (b), and (c)].          Averaging calculations were reviewed and found to be satisfactory [3.].          Records documenting the operator training program, inspection and maintenance plan, cleaning solvent accounting system, spray gun usage limitation, formulation assessment plan, and other work place implementation plans were reviewed and found satisfactory [4. (a), (b), (c), (d), (e), and (f)].          The facility has not operated for a semiannual period yet [5., 6., and 7.].</p> <p><u>Facility-wide Conditions</u>          No objectionable odors were detected on or off facility property.          No visible emissions were observed leaving the exhaust stacks. A Method 9 test was not performed.          Good housekeeping procedures were being utilized to minimize VOC/HAP emissions.</p> <p><u>Emissions Units and Conditions (Nov 2000 – Mar 2001)</u>          The curing ovens are fired by natural gas.          The facility utilized <b>5.2 tons VOCs</b>, 2% of the permit limit of 249 tons VOCs.          The facility utilized <b>0.54 tons HAPs</b>, 0.2% of the permit limit of 249 tons HAPs.</p> <p>The facility has not operated long enough to have a 12-month record of usage or emissions.</p>			
INSPECTOR(S) NAME(S): Thomas J. Mulligan			
SIGNATURE(S):  4-17-01		DATE: April 17, 2001	

## COMPLIANCE REPORT AND CERTIFICATION

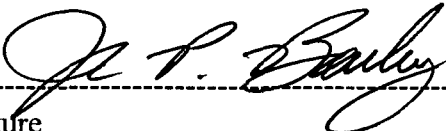
### Compliance Report

The Merrillat-Ocala facility is operating in compliance with all applicable air quality requirements. For Emissions Unit 1 (woodworking operations), a Method 9 compliance test report dated November 29, 2000 has been submitted to the Florida Department of Environmental Protection. For Emissions Unit 2 (finishing operations), Merrillat has developed and maintains a work practice implementation plan in accordance with 40 CFR Subpart 63, Subpart JJ. Also for Emissions Unit 2, a material tracking system (REGMET) has been implemented to quantify and record HAP usage from the application of finishing materials for demonstrating compliance with applicable emission limitations prescribed by 40 CFR 63, Subpart JJ. An example REGMET report is included on the following page.

### Compliance Certification

Merillat Corporation proposes to submit periodic compliance certification statements annually to the Florida Department of Environmental Protection (DEP) throughout the Title V permit term for the Merrillat-Ocala facility.

I, the undersigned, am the responsible official as defined in Chapter 62-210.200, F.A.C., of the Title V source for which this report is being submitted. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made and data contained in this report are true, accurate, and complete.

  
-----  
Signature

2/26/01  
-----  
Date

TOTAL FOR YEAR  
2000

# Finishing Emissions AND Product Usage Summary

Product Usage Summary followed by the Chemical Usage and Emission Summary.

Sections Shown: Source; Emissions HAVE NOT been adjusted for Hazardous Waste entries;

Printed 12/29/2000

From 11/1/2000 to 12/31/2000

Data File :C:\REGMET\DATA\CCALA.MDB

Permit ID: 0830137-001-AC Meritall-Ocala

Emission Sources queried in this report's data:

Facility ID	Equipment ID	Description	Transfer Efficiency <sup>1</sup>	PM Control Efficiency <sup>1</sup>	VOC Control Efficiency <sup>1</sup>	Control Efficiency <sup>2</sup>	Hours Of Operation <sup>3</sup>
Ocala	app1	70,000 CFM air make-up system	65.000%	NA	NA	NA	NA

<sup>1</sup> Transfer, PM, and VOC Efficiencies apply only to Finishing Sources

<sup>2</sup> Total Control Efficiency for Boilers and Wood Dust

<sup>3</sup> NA indicates no schedule set up

ApplicationSystemID app1 70,000 CFM air make-up system

ApplicationMethod hvlp

Product Summary:

Product ID:	Amount (gal)	Solids(Lbs) Used	Solids(Lbs) Emitted	VOC(Lbs) Used	VOC(Lbs) Emitted	#VOC/ #Solid	VHAP(lbs) Used	VHAPS(lbs) Emitted	#VHAP /# Solid	HAP(lbs) Used	HAPS(lbs) Emitted	#HAP/ # Solid
<b>Regular Product Usage</b>												
371-W6V-734	1.00	0.35	0.12	5.09	5.09	14.45	2.7E-2	2.7E-2	0.08	2.7E-2	2.7E-2	0.08
371-W6W-762	48.5	91.9	32.2	55.3	55.3	0.60	0.13	0.13	0.00	0.13	0.13	0.00
480-X6V-1768	81.0	0	0	559.7	559.7	NA	0	0	NA	0	0	NA
542-D6V-4385	1.00	0.31	0.11	6.21	6.21	19.73	4.4E-3	4.4E-3	0.01	4.4E-3	4.4E-3	0.01
542-D6V-4386	98.5	60.1	21.0	598.9	598.9	9.97	12.4	12.4	0.21	12.5	12.4	0.21
542-W6V-4387	1.00	1.07	0.37	5.99	5.99	5.62	0	0	0.00	0	0	0.00
830-50L6V-1824	185.5	536.9	187.9	903.4	903.4	1.68	199.5	199.5	0.37	199.5	199.5	0.37
830-PJ3V-1820	6.98	32.7	11.4	29.3	29.6	0.90	13.1	13.1	0.40	13.1	13.1	0.40

**Total Regular Usage**

Total Amount (gal)	Total Solids (Lbs) Used	Total Solids (Lbs) Emitted	Total VOC (Lbs) Used	Total VOC (Lbs) Emitted	#VOC/ #Solid	Total VHAP (lbs) Used	Total VHAPS (lbs) Emitted	#VHAP /# Solid	Total HAP (lbs) Used	Total HAPS (lbs) Emitted	#HAP/ # Solid
423.4	723.4	253.2	2,164.1	2,164.1	2.99	225.2	225.2	0.31	226.2	225.2	0.31

**Application System:**

Total Gallons Used	Total Solids (Lbs) Used	Total Solids (Lbs) Emitted	Total VOC (Lbs) Used	Total VOC (Lbs) Emitted	#VOC/ #Solid	Total VHAP (lbs) Used	Total VHAPS (lbs) Emitted	#VHAP /# Solid	Total HAP (lbs) Used	Total HAPS (lbs) Emitted	#HAP/ # Solid
423.4	723.4	253.2	2,164.1	2,164.1	2.99	225.2	225.2	0.31	225.2	225.2	0.31

**Grand Totals:**

If you have VOC Control devices, you can use this ratio.  
Lbs VHAPS Emitted/ Lbs Solids Used: 0.31

Application System Component Summary

CAS #	Chemical Name	Used (lbs)	Emissions Stack (Lbs)	Emissions Fugitive (Lbs)	Emissions Total (Lbs)	HAPS	VHAPS	SARA313
-------	---------------	------------	-----------------------	--------------------------	-----------------------	------	-------	---------

Summary Chemicals and Criteria Chemicals

Finishing Emissions AND Product Usage Summary

REGMET 6.25, ERA Environmental Consulting, Inc. ©2000

NO. 692 P. 2

FEB. 19. 2001 1:35PM

FEB. 19. 2001 1:32pm

Page 002

To:NEWPORT

From:

Feb-19-2001 01:32pm

Received



perMits | Events | Payment | Site | Facility | party | Reports | >

----- Permitting Application -----

----- ARMS Facility -----

POINT AIRS ID 0830137 STATUS A OFFICE CD Cen: ORLANDO  
SITE NAME MERILLAT/OCALA COUNTY MARION  
OWNER/COMP MERILLAT CORP

----- Project -----

AIR Permit #: - - Project #: 002 CRA Reference #:  
Permit Office: CD (DISTRICT) Agency Action: Pending  
Project Name: TITLE V Desc: INITIAL TITLE V  
Type/Sub/Req: AV /00 Initial Title V Permit Requests Logged: 02-MAR-2001  
Received: 28-FEB-2001 Issued: Expires: OGC:  
Fee: 0.00 Fee Recd: Dele: Override: TITLE V

----- Related Party -----

Role: APPLICANT Begin: 02-MAR-2001 End:  
Name: Not Available Company: MERILLAT CORPORATION  
Addr: 1300 SW 38TH AVE  
City: OCALA State: FL Zip: 34474- Country: U.S.A.  
Phone: 352-291-4622 Fax: 352-291-4603

----- Processors -----

Processor: ZAHM\_A Y Active: 28-FEB-2001 Inactive:

Enter Project Name.

Count: 1 v

<Replace>