

# Southern Environmental Sciences, Inc.

1204 North Wheeler Street □ Plant City, Florida 33563-2354 □ (813) 752-5014 □ Fax: (813) 752-2475

November 3, 2003

Mr. Gerry J. Kissel  
FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION  
3804 Coconut Palm Drive  
Tampa, Florida 33619

Re: Hydro Spa, Ocala  
DEP File No.: 0830151-001-AC



Dear Mr. Kissel:

Enclosed is the proof of publication for the above referenced permit. The Notice of Intent was published in the legal ad section of the Riverland News on October 30, 2003.

If you have any questions, please call Darrel Graziani, P.E. or myself at 813-752-5014.

Very truly yours,

SOUTHERN ENVIRONMENTAL  
SCIENCES, INC.

A handwritten signature in cursive script that reads "Iris Nelson".

Iris Nelson  
Permitting Specialist

/in

Enclosure

cc: Mr. Charles Wiley, Production Supervisor, Hydro Spa

# Proof of Publication

from the  
**RIVERLAND NEWS**  
Dunnellon, Marion County, Florida  
**PUBLISHED WEEKLY**

STATE OF FLORIDA  
COUNTY OF MARION

Before the undersigned authority personally appeared

Karen McDaniel

Of the Riverland News, a newspaper published weekly at Dunnellon, in Marion County, Florida, that the attached copy of advertisement being a public notice in the matter of the

239-1030 RIV PUBLIC NOTICE STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
NOTICE OF INTENT TO ISSUE CONSTRUCTION  
PERMIT The Department of Environmental Protection  
gives notice of its intent to issue an air pollution permit  
(Permit File

Court, was published in said newspaper in the issues of  
October 30th, 2003,

Affiant further says that the Riverland News is a Newspaper published at Dunnellon in said Marion County, Florida, and that the said newspaper has heretofore been continuously published in Marion County, Florida, each week and has been entered as second class mail matter at the post office in Dunnellon 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/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.

*Karen McDaniel*

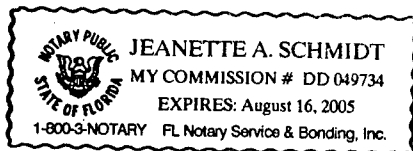
The foregoing instrument was acknowledged before me

This 30th day of October, 2003

By: Karen McDaniel

who is personally known to me and who did take an oath.

*Jeanette A. Schmidt*  
Notary Public



239-1030 RIV  
PUBLIC NOTICE

## STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF INTENT TO ISSUE CONSTRUCTION PERMIT

The Department of Environmental Protection gives notice of its intent to issue an air pollution permit (Permit File No. 0830151-001-AC) to Hydro Spa for the construction of a reinforced plastic composite production facility at 5401 NW 44th Avenue, Ocala, Marion County, Florida. MAILING ADDRESS - 13055 49th Street, North, Clearwater, Florida 33762 to the attention of Mr. Charles Wiley, Production Supervisor.

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.

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, 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 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), 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 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, F.A.C.

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

- The name and address of each agency affected and each agency's file or identification number, if known;
- 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;
- A statement of how and when petitioner received notice of the agency action or proposed action;
- A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- 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
- A statement of specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
- 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, F.A.C.

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 these two permits. 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.

Mediation is not available in this proceeding.

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 8407 Laurel Fair Circle, Tampa, Florida.

Any person may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, a copy of the permit draft, and all other materials available to the Department that are relevant to the permit decision. Additionally, the Department will accept written comments concerning the proposed permit issuance action for a period of 14 (fourteen) days from the date of publication of "Public Notice of Intent to Issue Permit." Requests and written comments filed should be provided to the Florida Department of Environmental Protection at 3804 Coconut Palm Drive, Tampa, FL 33619 to the attention of Mr. Eric Peterson (phone no. 813-744-6100 ext. 107) referencing Permit File No. 0830151-001-AC. 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.

Published one (1) time in the Riverland News, October 30, 2003.