

THE PALM BEACH POST

Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

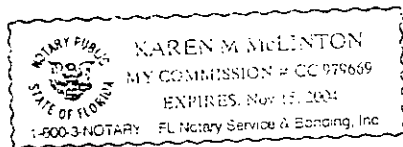
Before the undersigned authority personally appeared **C. Morgan Miller**, who on oath says that he is **Classified Inside Sales Supervisor** of The Palm Beach Post, a daily and Sunday newspaper published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising, being a **Notice** in the matter of **Intent** published in said newspaper in the issues of **June 10, 2002**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/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.

C. Morgan Miller

Sworn to and subscribed before this 10th day of June, A.D. 2002

[Signature]

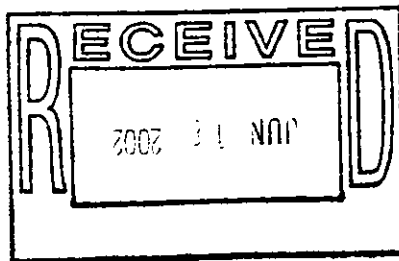
Personally known **XX** or Produced Identification _____
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RECEIVED

JUN 24 2002

BUREAU OF AIR REGULATION



NO. 6340803
PUBLIC NOTICE OF INTENT
TO ISSUE
AIR CONSTRUCTION
PERMIT MODIFICATION
STATE OF FLORIDA
DEPARTMENT
OF ENVIRONMENTAL
PROTECTION
Project No. 0990016-005-AC
Draft Permit No. PSD-FL-0788
Atlantic Sugar Association, Inc.
Boiler No. 5 Minor Modification -
O2 and CO Process
Parameters

Palm Beach County
The Department of Environ-
mental Protection (Depart-
ment) gives notice of its
intent to issue an air construc-
tion permit modification to the
Atlantic Sugar Association,
Inc. The Atlantic Sugar Asso-
ciation owns and operates an
existing sugar mill located
approximately 16 miles east
of Belle Glade on State Road
880 in Palm Beach County,
Florida. The applicant's
Authorized Representative is
John J. Fanjul, Vice President
and General Manager of
Atlantic Sugar Association.
The mailing address is P.O.
Box 1570, Belle Glade, FL
33430.

As required by previous con-
struction Permit No.
PSD-FL-078A, the Atlantic
Sugar Association, Inc. con-
ducted CO and NOx correla-
tion testing on Boiler No. 5 in
December of 2001. On Febru-
ary 18, 2002, ASA pro-
vided the test results and
recommendations for estab-
lishing boiler flue gas oxy-
gen and carbon monoxide
levels for the installed pro-
cess monitors. On May 14,
2002, ASA formalized the
request for the process
parameters and requested an
extension of the permit to
submit an application for a
revised Title V operating
permit. Based on the test
results, the Department
intends to modify the permit
to specify the minimum boiler
flue gas oxygen level and the
maximum boiler flue gas car-
bon monoxide levels. These
parameters assist in defining
the "good combustion prac-
tices" that represent the Best
Available Control Technol-
ogy for emissions of carbon
monoxide, particulate matter,
and volatile organic com-
pounds. No other changes
are proposed and no air qual-
ity modeling was required.
The expiration date will be
modified to allow sufficient
time to submit an application
for a revised Title V operation
permit.

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 Depart-
ment will accept written com-
ments concerning the pro-
posed permit issuance action
for a period of fourteen (14)
days from the date of publi-
cation of this Public Notice of
Intent to Issue Air Construc-
tion Permit. Written com-
ments 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 inspec-
tion. If written comments
received result in a signifi-
cant change in the proposed
agency action, the Depart-
ment shall revise the pro-
posed permit and require, if
applicable, another Public
Notice.

The Department will issue the
permit with the attached con-
ditions 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, F.S.
The petition must contain the

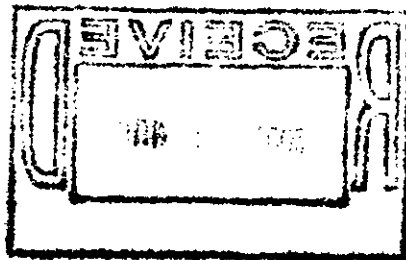
information set forth below
and must be filed (receive
in the Office of Gener-
al Counsel of the Department,
3900 Commonwealth
Boulevard, Mail Station #3
Tallahassee, Florida;
32399-3000. Petitions filed
by the permit applicant or any
of the parties listed below
must be filed within fourteen
(14) days of receipt of this
notice of intent. Petitions
filed by any persons other
than those entitled to write
notice under Section
120.60(3), F.S. must be filed
within fourteen (14) days of
publication of the public
notice or within fourteen (14)
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 (14)
days of receipt of this 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 with
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. An
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 upon which the
Department'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,
known; (b) The name and
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 action or
proposed action; (d) A
statement of all dispute
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 of
modification of the agency's
proposed action; (f) A
statement of the 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, 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 this notice. Persons whose
substantial interests will be
affected by any such final
decision of the Department
on the application to become
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, 8:00 a.m. to 5:00 p.m.
Monday through Friday
except legal holidays, at:
Department of Environmental
Protection
Bureau of Air Regulation
Suite 4, 111 S. Magnolia Drive
Tallahassee, FL 32301
Telephone: 850/488-0114
Department of Environmental
Protection
South Florida District Office
Suite 364,
2295 Victoria Avenue
Fort Myers, FL 33901-3381
Telephone: 941/332-6975
Palm Beach County
Health Department
Air Pollution Control Section
P.O. Box 29
(901 Evernia Street)
West Palm Beach, FL
33401-0029
Telephone: 561/355-3136
The complete project file
includes the application, 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 Department's
reviewing engineer for this
project for additional
information at the address
and phone numbers listed
above.
PUB: The Palm Beach Post
June 10, 2002





Atlantic Sugar Association, Inc.

John A. Fanjul
VICE-PRESIDENT
GENERAL MANAGER
(ADMINISTRADOR)

POST OFFICE BOX 1570, BELLE GLADE, FLORIDA 33430

TELEPHONE (561) 996-6541 - Ext. 200

TELEFAX (561) 996-8021

June 7, 2002

Florida Department of Environmental Protection
New Source Review Section
2600 Blair Stone Road MS 5500
Tallahassee, Florida 32399-2400

RECEIVED

JUN 11 2002

BUREAU OF AIR REGULATION

Attention: A. A. Linero, P.E., Administrator, New Source Review Section

RE: ATLANTIC SUGAR MILL
DRAFT PERMIT NO. 0990016-005-AC/PSD-FL-078B
BOILER NO. 5 - MODIFICATION FOR O₂ AND CO PROCESS PARAMETERS

Dear Mr. Linero:

Thank you for the Draft Air Permit for minor modification to the Atlantic Sugar Association (ASA) Boiler No. 5 project. The Florida Department of Environmental Protection (FDEP) issued the draft permit on May 21, 2002. After review of the draft air permit, we would like to request a few minor corrections to the permit. The requested corrections are presented below.

Draft Permit

Page 4 of 14

- 3. Permitting Note. We would like to clarify that the design steam conditions of 550 °F, 250 psig., and an enthalpy of 1290 BTU/lb of steam should be considered as a **maximum**, not as fixed values. Nominal feedwater conditions of 240°F, 400 psig., and enthalpy of 210 BTU/lb. should be considered as typical parameters as long as the net enthalpy of 1080 BTU/lb remains as a maximum and no other significant changes are made to the plant.

Page 11 of 14

- 23.e. This condition requires that several operating parameters be monitored and recorded during each test run. It is requested that the requirement for flue gas carbon monoxide (CO) content be reported in ppm instead of percent CO. This is in keeping with Specific Condition 8.

We also wish to point out that ASA is further evaluating the question of the nitrogen oxides limit for Boiler No. 5, in light of the correlation testing results. Our consultant, Golder Associates has had recent discussion with the Department's staff on this issue. ASA may decide to apply for a permit modification in the near future to address a revision of the nitrogen oxides limit.

Thank you for consideration of these comments to the draft permit. Please call or e-mail me if you have any questions.

Sincerely,

John A. Fanjul
General Manager

cc: David A. Buff, Golder
John A. Fanjul
Peter Cunningham
Bill Tarr
James Stormer, PBCHD