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BUREAU OF AIR REGULATION

January 19, 2006

Scott M. Sheplak, P.E.
Bureau of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Road, MS #5505
Tallahassee, FL 32399-2400

RE: **Proof Publication of "Public Notice of Intent to Issue"**
DRAFT Title V Air Operation Permit Renewal: 0990234-010-AV
DRAFT Air Construction Permit: 0990234-009-AC
North County Resource Recovery Facility

Dear Scott:

Enclosed you will find the original proof of publication for the "Public Notice of Intent to Issue" for the DRAFT Title V Air Operation Permit and DRAFT Air Construction Permit for the North County Resource Recovery Facility.

If you have any questions, you can contact me at (561) 640-4000 ext. 4163.

Sincerely,

Mary Beth Morrison
Environmental Programs Supervisor

Enclosure

cc: Marc Bruner, SWA
Mark McLean, SWA
Kevin Leo, CDM

BEST AVAILABLE COPY

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 **Kristi Morrow**, who on oath says that she is **Customer Service 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 for a **Notice** in the matter of **DRAFT Permit Renewal #0990234-010-AV & Draft Air Construction Permit #0990234-009-AV** was published in said newspaper in the issues of **January 13, 2006**. 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.

Kristi Morrow

Sworn to and subscribed before 13th day of January, A.D. 2006

[Signature]

Personally known XX or Produced Identification _____
Type of Identification Produced _____



Karen M. McLinton
Commission # DD359566
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RECEIVED
JAN 19 2006
ENVIRONMENTAL PROGRAMS

NO. 4960894
PUBLIC NOTICE
INTENT TO ISSUE A TITLE V AIR OPERATION PERMIT RENEWAL AND AN AIR CONSTRUCTION PERMIT
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DRAFT Permit Renewal No. 0990234-010-AV
Draft Air Construction Permit No. 0990234-009-AV
North County Regional Resource Recovery Facility
Palm Beach County
The Department of Environmental Protection's Bureau of Air Regulation (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Renewal and an Air Construction Permit to the Solid Waste Authority of Palm Beach County, located at 6501 North Jog Road, West Palm Beach, Palm Beach County, Florida. The applicant's name and address are: Solid Waste Authority of Palm Beach County, 7501 North Jog Road, West Palm Beach, Florida 33412.
The applicant applied to the permitting authority for a Title V Air Operation Permit Renewal and for an after-the-fact Air Construction Permit for the woody waste facility diesel engine. The engine is an unregulated emissions unit.
The permitting authority will issue the Air Construction Permit and the PROPOSED Title V Air Operation Permit Renewal and subsequent FINAL Title Air Operation Permit Renewal, in accordance with the conditions of the Draft Air Construction Permit and the DRAFT Title V Air Operation Permit Renewal 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 Draft Air Construction Permit issuance action for a period of 14 (fourteen) days from the date of publication of this Public Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the Draft Construction Permit, the permitting authority shall issue a Revised Draft Air Construction Permit and require, if applicable, another Public Notice.
The permitting authority will accept written comments concerning the DRAFT Title V Air Operation Permit Renewal for a period of thirty (30) days from the date of publication of this Public Notice. Written comments must be post-marked and all facsimile comments must be received by the close of business (5:00 pm), on or before the end of this 30-day period, by the permitting authority's office or facsimile, as listed below. As part of his or her comments, any person may also request that the permitting authority hold a public meeting on this permitting action. If the permitting authority determines there is sufficient interest for a public meeting, it will publish notice of the time, date, and location on the Department's official web site for notices at <http://flhorae.epa.state.fl.us/> and in a newspaper of general circulation in the area affected by the permitting action. For additional information, contact the permitting authority's office at the address and phone number listed below. All written comments or comments received at a public meeting result in a significant change to the DRAFT Title V Air Operation

Permit Renewal, the permitting authority shall issue a Revised DRAFT Title V Air Operation Permit Renewal and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Section 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 of the Department of Environmental Protection, 6900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2242; Fax: 850/245-2303).

Petitions filed by any person 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, F.A.C.

A petition that disputes the material facts on which the permitting authority'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 each 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, as well as the rules and statutes which entitle the petitioner to relief;
- A statement of the 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 the 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 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(s) 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 to any Title V Permit. Any petition shall be based only on objections to the permits 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 Title V 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. PUB: The Palm Beach Post January 13, 2006