

PEACE RIVER CITRUS PRODUCTS

TELEPHONE (863) 494-0440

P.O. BOX 730
ARCADIA, FLORIDA 34265-0730

FAX (863) 993-3161

August 5, 2002

Via Priority Federal Express

Mr. Edward J. Svec
Florida Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Mail Station 5505
Tallahassee, FL 32399-2400

RECEIVED
AUG 06 2002
BUREAU OF AIR REGULATION

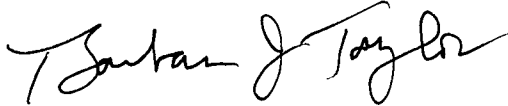
Re: Peace River Cold Storage Facility, Polk County
DRAFT Title V Operation Permit Revision No.: 1050045-007-AV
Draft Air Construction Permit No.: 1050045-006-AC

Dear Mr. Svec:

Enclosed please find the executed/notarized Affidavit of Publication for the referenced matter. We received said affidavit on August 1st while I was away on vacation and I am forwarding it to you pursuant to the instructions in Mr. Fancy's letter to Mr. Bart Plymale dated July 17, 2002.

If you have any questions or problems, please do not hesitate to contact us.

Sincerely,



Barbara J. Taylor
Administrative Assistant to Bart Plymale

/bjt

cc: File

Wayne Griffin, P.E.

AFFIDAVIT OF PUBLICATION
THE LEDGER
Lakeland, Polk County, Florida
RECEIVED

Case No

AUG 06 2002

STATE OF FLORIDA)
COUNTY OF POLK)

BUREAU OF AIR REGULATION

Before the undersigned authority personally appeared Sandra Heath, who on oath says that she is the Assistant Classified Manager of The Ledger, a daily newspaper published at Lakeland in Polk County, Florida; that the attached copy of advertisement, being a

.....Notice of Intent.....

in the matter of...Peace River Citrus Products, Inc.....

in the.....

Court, was published in said newspaper in the issues of.....

.....7-27; 2002.....

Affiant further says that said The Ledger is a newspaper published at Lakeland, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, daily, and has been entered as second class matter at the post office in Lakeland, in said Polk 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.

Signed.....

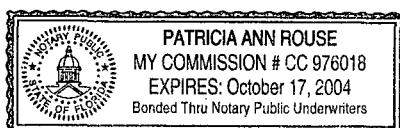
Sandra Heath
Sandra Heath
Assistant Classified Manager
Who is personally known to me.

Sworn to and subscribed before me this.....

day of.....

A.D. 20.....

Notary Public
PATRICIA ANN ROUSE



(Seal)

My Commission Expires.....

Attach Notice Here

PUBLIC NOTICE OF INTENT TO ISSUE A COMBINED AIR CONSTRUCTION PERMIT/TITLE V OPERATION PERMIT REVISION

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Air Construction Permit No. 1050045-006-AC
Title V Operation Permit Revision No.: 1050045-007-AV

Peace River Citrus Products, Inc.
Peace River Cold Storage Facility
Polk County

The Department of Environmental Protection (Department) gives notice of its intent to issue a combined Air Construction Permit/Title V Operation Permit Revision to Peace River Citrus Products, Inc. for the Peace River Cold Storage Facility located at 2020 U.S. Highway 17 South, Bartow, Polk County. The applicant's name and address are Peace River Citrus Products, Inc., Post Office Box 730, Arcadia, Florida 34265.

The Department will issue the combined Draft Air Construction Permit/Title V PROPOSED Operation Permit Revision, and subsequent combined Final Air Construction Permit/Title V FINAL Operation Permit Revision, and subsequent combined Final Air Construction Permit/Title V FINAL Operation Permit Revision, in accordance with the conditions of the attached Draft Air Construction Permit/Title V DRAFT Operation Permit Revision unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions. The Department has determined that a combined Air Construction Permit/Title V Operation Permit Revision is required in order to construct two 1,000 horsepower boilers at the Peace River Cold Storage Facility in Polk County.

The Department will accept written comments concerning the proposed combined Draft Air Construction Permit/Title V DRAFT Operation Permit Revision for a period of thirty (30) days from the date of publication of this notice. 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 this combined Draft Air Construction Permit/Title V DRAFT Operation Permit Revision, the Department shall issue a combined Revised Draft Air Construction Permit/Title V DRAFT Operation Permit Revision and require, if applicable, another Public Notice.

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 set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #350, 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 person 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 within 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 (14) 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 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, 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 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; and (f) A demand for relief.

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 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 4 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 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:

Department of Environmental Protection	Department of Environmental Protection
Bureau of Air Regulation	Southwest District Office
111 S. Magnolia Drive, Suite 4	3804 Coconut Palm Drive
Tallahassee, Florida, 32301	Tampa, Florida 33619-8218
Telephone: 850/488-1344	Telephone: 813/744-6100
Fax: 850/922-6979	Fax: 813/744-6084

The complete project file includes the application, the Technical Evaluation and Preliminary Determination, combined Draft Air Construction Permit/Title V DRAFT Operation Permit Revision, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, Title V Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information.

G876 - 7-27; 2002

AFFIDAVIT OF PUBLICATION

THE LEDGER

Lakeland, Polk County, Florida

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Case No

AUG 06 2002

STATE OF FLORIDA)
COUNTY OF POLK)

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..... in the

..... Court, was published in said newspaper in the issues of

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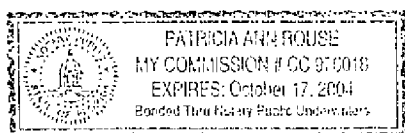
Signed Sandra Heath

Sandra Heath
Assistant Classified Manager
Who is personally known to me.

Sworn to and subscribed before me this 29TH

day of July A.D. 20 02

Patricia Ann Rouse
Notary Public
PATRICIA ANN ROUSE



(Seal)

My Commission Expires

Attach Notice Here

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STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Air Construction Permit No. 1050045-006-AC
Title V Operation Permit Revision No.: 1050045-007-AV

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Peace River Cold Storage Facility
Polk County

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The Department will accept written comments concerning the proposed combined Draft Air Construction Permit/Title V DRAFT Operation Permit Revision for a period of thirty (30) days from the date of publication of this notice. Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station #5506, 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 this combined Draft Air Construction Permit/Title V DRAFT Operation Permit Revision, the Department shall issue a combined Revised Draft Air Construction Permit/Title V DRAFT Operation Permit Revision and require, if applicable, another Public Notice.

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 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 (14) days of receipt of this notice of intent. Petitions filed by any person 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 within 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 (14) 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.

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Department of Environmental Protection Bureau of Air Regulation 111 S. Magnolia Drive, Suite 4 Tallahassee, Florida, 32301 Telephone: 850/488-1344 Fax: 850/922-6979	Department of Environmental Protection Southwest District Office 3804 Coconut Palm Drive Tampa, Florida 33619-8218 Telephone: 813/744-6100 Fax: 813/744-6084
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6876-7-27, 2002

