

Golder Associates Inc.

6241 NW 23rd Street, Suite 500
Gainesville, FL 32653-1500
Telephone (352) 336-5600
Fax (352) 336-6603



July 24, 1997

RECEIVED
JUL 30 1997
BUREAU OF
AIR REGULATION

Mr. Al Linero, P.E.
Bureau of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Re: Cargill Fertilizer, Inc.
Bartow Nos. 4 and 5 Phosphoric Acid Plants
AC53-262532; PSD-FL-224

Dear Mr. Linero:

On behalf of Cargill, Inc., I am submitting a revised flow diagram for the phosphoric acid plant at the Bartow facility. The flow diagram for the Bartow phosphoric acid plant has been revised to indicate that the acid from the No. 5 Reactor can also be routed to the No. 3 Filter. This alternative operating mode was not shown on the original flow diagram submitted with the application.

This process flow configuration provides the flexibility to distribute phosphoric acid to any of the three filters. For example, if the No. 4 Reactor and No. 4 Filter are shutdown, acid from the No. 5 Reactor could be routed to the No. 3 Filter. This flexibility does not change any existing permit conditions, production rates, or emission rates.

This information is being provided for your records. Please call if you have any questions concerning this information.

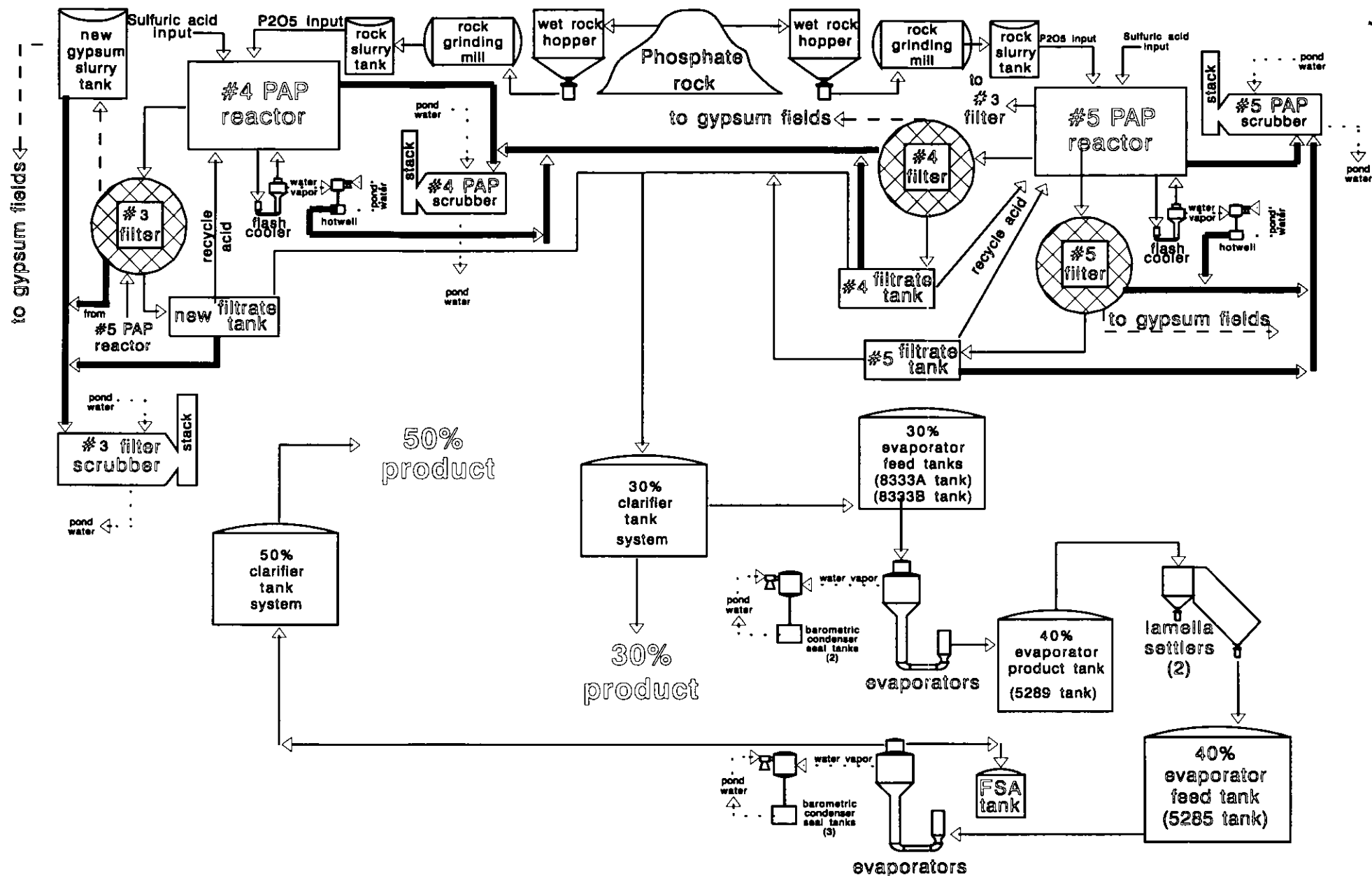
Sincerely,

David A. Buff, P.E.
Principal Engineer
Florida P.E. #19011
SEAL

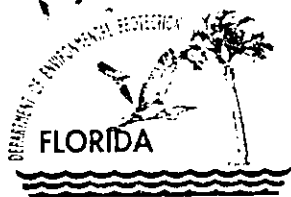
DB/arz

cc: David Jellerson
File (2)

cc: J. Reynolds, BAR



Cargill Fertilizer, Inc. - Bartow
Phosphoric Acid Plant - Process Flow



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

April 1, 1997

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. David Jellerson, P.E.
Environmental Engineer
Cargill Fertilizer, Inc.
Post Office Box 9002
Bartow, Florida 33830

Re: Modification of Permit No. AC53-262532 (PSD-FL-224)
AIRS I.D. No. 1050044-002-AC
Bartow Nos. 4 and 5 Phosphoric Acid Plants

Dear Mr. Jellerson:

The Department received Cargill's December 16 letter requesting a modification of the above referenced permit. The permit is hereby modified as shown below:

FROM: (Page 1 - Paragraph 2)

For the increase in production of the No. 4 and No. 5 Phosphoric Acid plants from a total of 140 to 170 tons P_2O_5 per hour along with the construction of a new phosphoric acid filter and scrubber.

TO: (Page 1 - Paragraph 2)

For the increase in production of the No. 4 and No. 5 Phosphoric Acid plants from a total of 140 to 170 tons P_2O_5 per hour along with the construction of a new phosphoric acid filter and scrubber. Additional equipment to be installed includes a phosphoric acid evaporator, condenser and seal tank, fluosilicic acid recovery unit and seal tank.

A copy of this letter shall be filed with the referenced permit and shall become part of the permit.

Sincerely,

Howard L. Rhodes, Director
Division of Air Resources
Management

HLR/aal/hh

Mr. David Jellerson
April 1, 1997
Page 2

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this MODIFICATION was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on 4-1-97 to the person(s) listed:

Mr. David Jellerson, Cargill Fertilizer, Inc. *
Mr. Brian Beals, EPA
Mr. Roy Harwood, Polk County
Mr. David A. Buff, P.E.
Mr. Bill Thomas, SWD

Clerk Stamp

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

Kim Ober
(Clerk)

4-1-97
(Date)

P 339 251 187

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

PS Form 3800 April 1995

Sent to	
David Ojellerson	
Street & Number	
Cargill Fert.	
Post Office, State, & ZIP Code	
Barton, HI	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	
4-1-97	
PSO-FI-224	
#5 4 E 5	

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

David Ojellerson, P.E.
Cargill Fertilizer
PO Box 9002
Barton, HI 33830

4a. Article Number

P 339 251 187

4b. Service Type

- ☐ Registered ☒ Certified
☐ Express Mail ☐ Insured
☐ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

4-3-97

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X Richard

8. Addressee's Address (Only if requested and fee is paid)

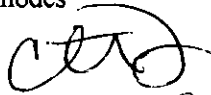
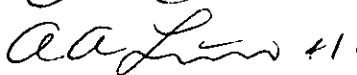
PS Form 3811, December 1994

Domestic Return Receipt

Thank you for using Return Receipt Service.

Florida Department of
Environmental Protection

Memorandum

TO: Howard L. Rhodes
THRU: Clair Fancy 
FROM: Al Lincro  #11
DATE: April 1, 1997
SUBJ: Cargill/Riverview & Bartow Plants/PSD-FL-224 & PSD-FL-231

Attached are letters modifying the subject construction permits to include an expanded process description with no change in the emission limits. The changes were requested so that equipment could be installed to extend the operating time between shutdowns. Due to the associated possibility for increased actual ... emissions resulting from a higher operating factor, permit modifications were required for these changes. No comments were received following the publication of the notice of intent to issue.

Both plants underwent PSD review very recently. They did not fully describe the process changes associated with the original project. We required modification of permit, but not another PSD review.

I recommend your approval and signature.

AL/jr/t

Golder Associates Inc.

6241 NW 23rd Street, Suite 500
Gainesville, FL 32653-1500
Telephone (352) 336-5600
Fax (352) 336-6603

January 29, 1999



9837578A/02

Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, Florida 33619

RECEIVED

FEB 03 1999

**BUREAU OF
AIR REGULATION**

Attention: Mr. Gerry Kissel, P.E.; Air Permitting Supervisor

RE: CARGILL FERTILIZER, INC.
1050046-003-AV; AC53-262532; PSD-FL-224
PHOSPHORIC ACID PLANT MODERNIZATION

Dear Mr. Kissel:

In follow up to a recent discussion with John Reynolds of the FDEP Tallahassee, New Source Review Section, Cargill Fertilizer, Inc. is submitting the following information in regards to the recent request to modernize the Phosphoric Acid Plant (PAP) at the Bartow fertilizer plant. Each item of information, as requested by Mr. Reynolds is presented below.

1. Technical Articles Describing the Upgrade

There are no known technical articles or published papers describing the requested PAP modernization or the No. 4 Reactor changes. Cargill's own in-house engineers are continually evaluating the operation of systems, looking at ways to improve reliability and efficiencies, and to implement pollution prevention practices. Through these efforts, the PAP modernization project was developed and engineered.

2. Changes in Temperatures Inside the Reactor

As a result of the proposed changes, both the maximum and the average temperatures inside the No. 4 Reactor will be reduced. The improved circulation in the reactor will reduce the peak temperature at the sulfuric acid feed area while the additional cooling provided by the upgraded barometric condensers will slightly reduce the overall temperature.

3. Changes in Surface Area Inside the Reactor

The current liquid surface area inside the No. 4 Reactor is approximately 3,000 ft². The proposed changes to the reactor will increase the liquid surface area by 650 to 800 ft², or about a 25% increase in surface area.

4. Changes in Air Flow Inside the Reactor

No change in total air flow through the reactor is anticipated due to the proposed changes. Neither the exhaust fan nor the design of the wet scrubber serving the No. 4 Reactor will be changed. In fact, total air flow through the reactor could decrease slightly due to slightly higher pressure drop throughout the system. Since the total void volume inside the reactor will be increasing, the air velocity within the reactor will decrease proportionately.

5. Ability of Existing Scrubber to Handle Changes

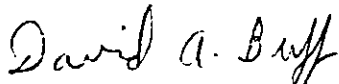
No additional fluoride loading to the scrubber will result from the proposed changes. As described above and in the previous submittal, the modernization of the No. 4 Reactor will not result in an increase of the phosphate rock, P_2O_5 , or sulfuric acid feed rates to the reactor, or the airflow from the evacuation of the reactor. Cargill agrees with DEP's assertion presented in its BACT determination for the recently permitted No. 3 Filter (AC53-262532), that fluorine emissions are a function of the evacuation rate of a given vessel. Although the surface area of slurry exposed to the evacuation air will increase by adding compartments to the No. 4 PAP reactor, the evacuation rate of the gases above the vessel will not be changed. The overall temperatures in the reactor will decrease. Since the rate of evacuation air moving over the slurry and overall temperatures in the modernized reactor will not be increased, no increase in fluoride emission rates above current actual emission rates is anticipated. Since the fluoride loading to the scrubber will not be increased, the existing scrubber is well equipped to handle the proposed modernization.

As stated in the previous submittal, we believe the described modernization of the Phosphoric Acid Plant does not require a construction permit since there will be no increase in actual emissions. The PAP already frequently operates within 90% of the maximum permitted capacity. We request DEP's confirmation of our assessment.

If you have any questions concerning Cargill's proposed changes to the PAP, or our evaluation of permitting requirements, please call me at (352) 336-5600.

Sincerely,

GOLDER ASSOCIATES INC.



David A. Buff, P.E.
Florida P.E. #19011
SEAL

DB/arz

Enclosure

cc: David Jellerson, Cargill
Taylor Abel, Cargill
John Reynolds, FDEP Tallahassee
File (2)

P:\98\9837578A\02phosrsp1.doc



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

April 17, 1997

Ms. Mary Buff
Golder Associates Inc.
6241 N.W. 23rd Street, Suite 500
Gainesville, Florida 32653-1500

RE: Cargill Fertilizer, Inc. Riverview, 0570009-018-AC
Cargill Fertilizer, Inc., Bartow, 1050046-005-AC

Dear Mary:

As we discussed, enclosed are two Application for Refund Forms for the duplicate processing fees submitted in October 1996, by KBN for the above referenced projects. Both forms should be signed on the Applicant's Signature line and returned to me for processing. If you have any questions, please call me at (904)921-9505.

Sincerely,

Patty Adams
Bureau of Air Regulation

/pa

Enclosures

DEP 14-081
DBF AA-4

REFUND REQUEST #: 2789

APPLICATION FOR REFUND FORM
THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

STATE OF FLORIDA, COUNTY OF _____

Pursuant to the provisions of Section 215.26, or Section _____*, Florida Statutes,
I hereby apply for a refund and request that a State Warrant be drawn in favor of:

NAME: KBN ENGINEERING AND APPLIED SCIENCES
ADDRESS: 6241 N.W. 23RD STREET, SUITE 500 GAINESVILLE, FL 32653-150
FEID OR SS NUMBER:
AMOUNT: \$250.00 DEPOSIT DATE: 03-OCT-96 DEPOSIT: 370602
DOCUMENT NUMBER: SYS RECEIPT#: 105893
REV SUBJECT CODE: 2222 AIR CONSTRUCT

which represents moneys I paid into the State Treasury subject to refund, and to
substantiate such claim the following facts are submitted:

REASON FOR CLAIM: DUPLICATE PAYMENT

CERTIFIED TRUE AND CORRECT this _____ day of _____, 19__.

Applicant's Signature

*Must be completed if authority is other than Section 215.26, Florida Statutes.

(FOR AGENCY USE ONLY)

(1) Agency recommends denial of above claim based on the following facts, including
statutory authority for collection:

OR

(2) Agency recommends approval of above claim and submits the following information
to substantiate such claim. \$250.00 was originally deposited into the State Treasury,
Receipt _____, dated _____.

NAME OF ACCOUNT:

SAMAS ACCOUNT CODE

3720252600137_____00000300020000

Statutory Authority for Collection _____

It is requested that payment be made from:

NAME OF ACCOUNT:

SAMAS ACCOUNT CODE

3720252600137_____00000022000000

CERTIFIED TRUE AND CORRECT this _____ day of _____, 19__.

Signature and Title of Authorized Person

SECTION 215.26 STATES, IN PART: "APPLICATION FOR REFUNDS AS PROVIDED BY THIS SECTION
SHALL BE FILED WITH THE COMPTROLLER, EXCEPT AS OTHERWISE PROVIDED HEREIN, WITHIN 3
YEARS AFTER THE RIGHT TO SUCH REFUND SHALL HAVE ACCRUED ELSE SUCH RIGHT SHALL BE BARRED."
Three years is interpreted as meaning three years from the date of payment into State
Treasury.

DEP 14-081
DBF AA-4

REFUND REQUEST #: 2788

APPLICATION FOR REFUND FORM
THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

STATE OF FLORIDA, COUNTY OF _____

Pursuant to the provisions of Section 215.26, or Section _____*, Florida Statutes,
I hereby apply for a refund and request that a State Warrant be drawn in favor of:

NAME: KBN ENGINEERING AND APPLIED SCIENCES
ADDRESS: 6241 N.W. 23RD STREET, SUITE 500 GAINESVILLE, FL 32653-150
FEID OR SS NUMBER:
AMOUNT: \$250.00 DEPOSIT DATE: 03-OCT-96 DEPOSIT: 370602
DOCUMENT NUMBER: SYS RECEIPT#: 105894
REV OBJECT CODE: 2222 AIR CONSTRUCT

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REASON FOR CLAIM: DUPLICATE PAYMENT

CERTIFIED TRUE AND CORRECT this _____ day of _____, 19__.

Applicant's Signature

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(FOR AGENCY USE ONLY)

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OR

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to substantiate such claim. \$250.00 was originally deposited into the State Treasury,
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SAMAS ACCOUNT CODE

3720252600137_____00000000020000

Statutory Authority for Collection _____

It is requested that payment be made from:

NAME OF ACCOUNT:

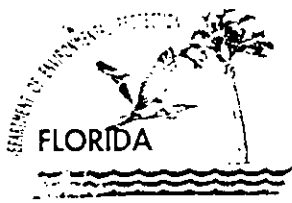
SAMAS ACCOUNT CODE

3720252600137_____00000022000000

CERTIFIED TRUE AND CORRECT this _____ day of _____, 19__.

Signature and Title of Authorized Person

SECTION 215.26 STATES, IN PART: "APPLICATION FOR REFUNDS AS PROVIDED BY THIS SECTION
SHALL BE FILED WITH THE COMPTROLLER, EXCEPT AS OTHERWISE PROVIDED HEREIN, WITHIN 3
YEARS AFTER THE RIGHT TO SUCH REFUND SHALL HAVE ACCRUED ELSE SUCH RIGHT SHALL BE BARRED."
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Treasury.



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

April 1, 1997

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. David Jellerson, P.E.
Environmental Engineer
Cargill Fertilizer, Inc.
Post Office Box 9002
Bartow, Florida 33830

Re: Modification of Permit No. AC53-262532 (PSD-FL-224)
AIRS I.D. No. 1050044-002-AC
Bartow Nos. 4 and 5 Phosphoric Acid Plants

Dear Mr. Jellerson:

The Department received Cargill's December 16 letter requesting a modification of the above referenced permit. The permit is hereby modified as shown below:

FROM: (Page 1 - Paragraph 2)

For the increase in production of the No. 4 and No. 5 Phosphoric Acid plants from a total of 140 to 170 tons P_2O_5 per hour along with the construction of a new phosphoric acid filter and scrubber.

TO: (Page 1 - Paragraph 2)

For the increase in production of the No. 4 and No. 5 Phosphoric Acid plants from a total of 140 to 170 tons P_2O_5 per hour along with the construction of a new phosphoric acid filter and scrubber. Additional equipment to be installed includes a phosphoric acid evaporator, condenser and seal tank, fluosilicic acid recovery unit and seal tank.

A copy of this letter shall be filed with the referenced permit and shall become part of the permit.

Sincerely,

Howard L. Rhodes, Director
Division of Air Resources
Management

HLR/aal/hh

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this MODIFICATION was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on

4-1-97 to the person(s) listed:

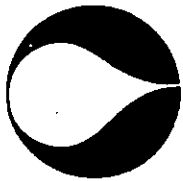
Mr. David Jellerson, Cargill Fertilizer, Inc. *
Mr. Brian Beals, EPA
Mr. Roy Harwood, Polk County
Mr. David A Buff, P.E.
Mr. Bill Thomas, SWD

Clerk Stamp

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

Keri Ober
(Clerk)

4-1-97
(Date)



**CARGILL
FERTILIZER, INC.**

P.O. Box 9002 • Bartow, Florida 33831 • Telephone 941-534-9610 • FAX 941-534-9680

February 27, 1997

CERTIFIED MAIL: P 013 142 610

RECEIVED

MAR 3 1997

**BUREAU OF
AIR REGULATION**

Mr. Al Linero
Florida Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Dear Mr. Linero,

Re: Draft Permit Modification No. 1050044-001-AC, PSD-FL-224
Public Notice - Proof of Publication

Please find enclosed a certified affidavit of publication of the public notice for the above-referenced permit modification. The public notice was published in the Lakeland Ledger newspaper on February 26, 1997.

Should you have any questions, or require additional information, please feel free to give me a call at (941)534-9613.

Sincerely,

David B. Jellerson, P.E.
Environmental Superintendent

cc: Morris
Buff (Golder)
P-20-03

cc: SWD
EPA
NPS

D. Buff, Golder Assoc.
Folk Co

J. Reynolds, BAR



AFFIDAVIT OF PUBLICATION
THE LEDGER
Lakeland, Polk County, Florida

Case No

STATE OF FLORIDA)
COUNTY OF POLK)

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

Public Notice Of Intent

in the matter of

No: 1050044-001-AC, (PDS-FL-224)

in the

Court, was published in said newspaper in the issues of

February 26;

1997.

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

Nelson Kirkland

Classified Advertising Manager

By Nelson Kirkland who is
personally known to me

PUBLIC NOTICE OF INTENT TO ISSUE AIR
CONSTRUCTION PERMIT MODIFICATION

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DRAFT Permit Modification No. 1050044-001-AC
(PSD-FL-224)
Bartow
Polk County

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit modification to Cargill Fertilizer, Inc., for the No. 4 and 5 Phosphoric Acid Plants located at 3200 Highway 60 West, Bartow, Polk County, Florida. A Best Available Control Technology (BACT) determination was not required pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The applicant's name and address are: Cargill Fertilizer, Inc., 3200 Highway 60 West, Bartow, Florida 33830.

The permit modification is for the purpose of allowing the installation of additional process equipment including a phosphoric acid evaporator to extend the period between shutdowns for maintenance.

Emissions increases creditable to this change were considered in a recently-issued permit for a production increase at this facility. A BACT determination was made for that action. The Department will issue the FINAL Permit Modification. In accordance with the conditions of the DRAFT Permit Modification unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The Department will accept written comments concerning the proposed DRAFT Permit Modification issuance action for a period of 30 (thirty) days from the date of publication of this 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 this DRAFT Permit Modification, the Department shall issue a Revised DRAFT Permit Modification and require, if applicable, another Public Notice.

The Department will issue FINAL Permit Modification with the conditions of the DRAFT Permit Modification unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 F.S. or a party requests mediation as an alternative remedy under Section 120.573 before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing. If mediation does not result in a settlement, the procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation.

A person whose substantial interests are affected by the Department's 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 of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, telephone: 904/488-9370, fax: 904/487-4938. Petitions 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. A petitioner must 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 (or a request for mediation, as discussed below) 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 28-5.207 of the Florida Administrative Code.

A petition must contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's

Cargill
PSD-F-334

A person whose substantial interests are affected by the Department's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information: (a) The name, address, and telephone number of the person requesting mediation and that person's representative, if any; (b) A statement of the preliminary agency action; (c) A statement of the relief sought; and (d) Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that the requester has already filed, and incorporating it by reference.

The agreement to mediate must include the following: (a) The names, addresses, and telephone numbers of any persons who may attend the mediation; (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time; (c) The agreed allocation of the costs and fees associated with the mediation; (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation; (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen; (f) The name of each party's representative who shall have authority to settle or recommend settlement; and (g) The signatures of all parties or their authorized representatives.

As provided in Section 120.573 F.S., the timely agreement of all parties to mediate will toll the time limitations imposed by Sections 120.569 and 120.57 F.S. for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under Sections 120.569 and 120.57 F.S. remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

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
111 S. Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 904/488-1344
Fax: 904/922-6979

Department of Environmental Protection
Southwest District Office
3804 Coconut Palm Drive
Tampa, Florida 33619-8218
Telephone: (813) 744-6100
Fax: (813) 744-6084

The complete project file includes the Draft Permit Modification, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.