

February 20, 1986

Mr. C. H. Fancy, P.E.
Bureau of Air Quality Management
Florida Department of Environmental Regulation
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32301-8241

RE: AC53-11196

Dear Mr. Fancy,

Attached please find an Affidavit of Publication
pertaining to a Notice of Proposed Agency Action for a
sulfur pellet handling and melting facility construction
permit at the South Pierce Chemical Works.

If you have any questions please feel free to
contact me at (813) 428-1423.

Sincerely,

Ed Mayer

Ed Mayer,
Environmental Engineer

cc: E. de la Parte
V. Snow
G. d'Aquin
M. Livingood
H. Long

EEM/lgm

DER

FEB 24 1986

BAQM

AFFIDAVIT OF PUBLICATION

THE LEDGER

Lakeland, Polk County, Florida

Case No

Attach Notice Here

STATE OF FLORIDA)
COUNTY OF POLK)

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

Notice

in the matter of

Proposed Agency Action

in the

Court, was published in said newspaper in the issues of

February 15, 1986

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 postoffice 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

Controller

Sworn to and subscribed before me this 19th

day of February A.D. 1986

(Seal)

Notary Public

Notary Public, State of Florida at Large

My Commission Expires June 1, 1987

My Commission Expires

State of Florida
Department of Environmental Regulation
Notice of Proposed Agency Action
on Permit Application

The Department of Environmental Regulation gives notice of its intent to issue a permit to Agrico Chemical Company to construct a sulfur pellet handling and melting facility at their existing South Pierce Chemical Works in Bartow, Polk County, Florida. A determination of best available control technology (BACT) was not required.

Persons whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must conform to the requirements of Chapters 17.103 and 28.5, Florida Administrative Code, and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Twin Towers Office Building, Tallahassee, Florida 32301, within fourteen (14) days of publication of this notice. Failure to file a request for hearing within this time period constitutes a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, Florida Statutes.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the proposed agency action. Therefore, persons who may not wish to file a petition may wish to intervene in the proceeding. A petition for intervention must be filed pursuant to Model Rule 28.5.207, Florida Administrative Code, at least five (5) days before the final hearing and be filed with the hearing officer. If one has been assigned at the Division of Administrative Hearings, Department of Administration, 2009, Apalachee Parkway, Tallahassee, Florida 32301. If no hearing officer has been assigned, the petition is to be filed with the Department's Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32301. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, Florida Statutes.

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.

Dept. of Environmental Regulation
Bureau of Air Quality Management
2600 Blair Stone Road
Tallahassee, Florida 32301

Dept. of Environmental Regulation
Southwest District
7601 Highway 301 North
Tampa, Florida 33610

Any person may send written comments on the proposed action to Mr. Bill Thomas at the department's Tallahassee address. All comments mailed within 30 days of the publication of this notice will be considered in the department's final determination.

3310 - 2-15-1986



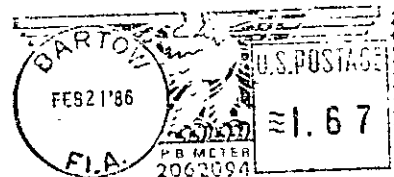
Chemical Company

SOUTH PIERCE CHEMICAL WORKS

P. O. Box 1969

State Road 630

Bartow, Florida 33830



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Fla. Dept. of Env. Regulation
Twin Towers Office Building
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Tallahassee, FL 32301-8241

CERTIFIED

P 451 148 280

MAIL