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JUL 17 2000

BUREAU OF AIR REGULATION

**WHEELABRATOR RIDGE ENERGY INC.**  
A WASTE MANAGEMENT COMPANY

3131 K-Ville Avenue  
Auburndale, FL 33823  
(863) 665-2255  
(863) 665-0400 Fax

Certified Mail 7000-0520-0014-8793-1144

July 14, 2000

Mr. John Reynolds  
Mail Stop 5505  
Department of Environmental Protection  
Division of Air Resource Management  
Bureau of Air Regulation  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

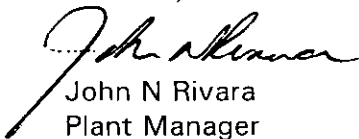
RE: **Wheelabrator Ridge Energy - Title V Permit No. 1050216-001-AV;  
Modification to PSD Permit AC53-206244 (PSD-FL-183A) and Title V  
Air Operating Permit 1050216-001-AV;  
Construction of High Efficiency Wet Scrubber System for Ash Handling  
Building Ventilation.  
Notice of Publication**

Dear Mr. Reynolds:

Attached please find an original and two copies of the proof of publication from the Lakeland Ledger for the Ridge Generating Station draft permit to construct the Ash Handling Building High Efficiency Wet Scrubber.

If you have any questions please contact John Neil at (863) 665-2255 Ext 250.

Sincerely Yours

  
John N Rivara  
Plant Manager

cc G. Kissel (DEP Southwest District)  
Certified Mail 7000 0520 0014 8793 0741

T. Porter (WESI)

EPA  
NPS  
PCESD

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 to Issue PSD Permit .....  
.....  
in the matter of..... Modification / Revised.....  
.....  
... Title V Operating Permit... File No. 1050216-004-AC (PSD-FI-183B) .....  
.....  
... and 1050216-005-A.V. ....  
.....  
in the.....  
.....  
.....  
Court, was published in said newspaper in the issues of.....  
.....  
.....  
... 7-10, 2000.....

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  
Who is personally known to me.

Sworn to and subscribed before me this 13th  
day of July A.D. 2000  
Jennifer L. Clendening  
Notary Public



(Seal)  
My Commission Expires 1/10/04

76740450 E204 John Neil

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DEP File Nos. 1050216-004 AC (PSD-FI-183B) and 1050216-005-AV  
Wheelabrator Ridge Energy, Inc.  
Wet Scrubber for Ash Handling Building  
Polk County

The Department of Environmental Protection (Department) gives notice of its intent to issue a PSD Permit Modification (Revised Title V Air Operation Permit) for the Wheelabrator Ridge Energy, Inc. Plant located in Polk County, Florida. The applicant's mailing address is 3131 E. Villa Ave., Auburndale, Florida 33823. A Best Available Control Technology (BACT) Determination revision was not required pursuant to Rule 62-212.001, F.A.C. and 40-CFR 52.21. Prevention of Significant Deterioration (PSD).

The facility produces electric power using waste wood and trash for fuel. To enhance employee comfort and safety in the Ash Handling Building, the applicant proposes to install an office-type wet scrubber to remove particulate matter from the building's ventilation system. No other changes are being requested in the modification/revision. Potential emissions of particulate matter from the modification are estimated at 1.0 lb/hour and 4.5 tons/year.

The Department will issue the permit modification/revision with the proposed changes to permit conditions 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 permit/revision action for a period of 14 (fourteen) days after the PSD Permit Modification and 30 (thirty) days for the Revised Title V Air Operation Permit from the date of publication of the Public Notice of Intent to Issue PSD Permit Modification/Revised Title V Air Operation Permit. Written comments should be provided to the Department, Bureau of Air Regulation, 2629 State Street Road, Mail Station 8500, Tallahassee, FL 32309-2400. Any written comments filed shall be made available to public inspection. If written comments received result in a significant change in the proposed agency action, the Department will revise the proposed permit and require, if applicable, another Public Notice.

The Department will issue the permits with the attached conditions 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 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 3000 Commonwealth Boulevard, Mail Station 430, Tallahassee, Florida 32309-3000, no later than the date of publication of the public notice of intent to issue the permit/revision or one of the petition dates listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any person other than those entitled to file a petition under section 120.569(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice of intent or within fourteen days of receipt of this notice of intent, whichever occurs first. Under section 120.569(3), however, any person who stated the Department 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 appropriate time period shall constitute 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 the proceeding and participate as a party to it. Any subsequent intervention will be only of 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, 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 the petitioner received notice of the agency action or proposed action; (d) a statement of all disputed facts of material fact; if there are none, the petitioner must so indicate; (e) a concise statement of the reasons for the petitioner's objection, including the specific facts the petitioner contends warrant reversal or 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 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 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 formalize the agency action, the filing of a petition waives that the Department's first action may be stayed from the petition's filing. If in the 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.

The following paragraph applies to the Revised Title V Operating Permit:

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7061(a)(2)(C), 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 7061(a)(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 the 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 objections arise after the comment period. Filing of 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 7061(a)(2)(C) 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, 9:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Department of Environmental Protection  
Bureau of Air Regulation  
Suite 4, 1115 Madison Drive  
Tallahassee, Florida 32301  
Telephone: 850/488-0174  
Fax: 850/222-0276

Polk County Environmental Services  
Department/Natural Resources Division  
4177 Ben Duncanson Road  
Barrow, Florida 33831  
Telephone: 850/536-7377  
Fax: 850/724-1374

Department of Environmental Protection  
Southwest District  
3804 Coccolina Palm Drive  
Tampa, Florida 33610  
Telephone: 813/744-6100  
Fax: 813/744-6296

The complete project file includes the application, draft permit modification/revision, and the information submitted by the responsible official, as well as confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Source Review Section, of the Department's reviewing engineer for the project at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0174 for additional information.

E-204 - 7-10, 2000