

Florida Department of
Environmental Protection

Memorandum

TO: Howard Rhodes, Division of Air Resources Management
THRU: Clair Fancy, Bureau of Air Regulation *ag for CHF*
Al Linero, New Source Review Section *aal*
FROM: Jeff Koerner, New Source Review Section *JK*
DATE: December 13, 2001
SUBJECT: Air Permit No. PSD-FL-303B
Project No. 1110004-005-AC
Tropicana Products, Inc. - Fort Pierce Citrus Processing Plant
Permit Modification – Dryer Bypass Stack Monitoring

The final permit modification for this project is attached for your approval and signature. The modification letter revises the monitoring requirement for the dryer bypass stack from daily to only during required tests. I spoke about this project with the original permit engineer, Joe Kahn. He stated that this was a reasonable change and would not affect the PSD status for the original project. We distributed an "Intent to Issue Permit" package on November 15, 2001. The applicant published the "Public Notice" in The Tribune of St. Lucie County on November 30, 2001. Day 90 is January 22, 2002. I recommend your approval and signature.

Attachments

HLR/CHF/AAL/jfk



RECEIVED

DEC 10 2001

BUREAU OF AIR REGULATION

Via Certified Mail
December 6, 2001

Mr. C.H. Fancy, P.E., Chief
Bureau of Air Regulation
Florida Department of Environmental Protection
Marjory Stoneman Douglas Building
Tallahassee, FL 32399-3000

RE: Public Notice of Intent to Issue Permit
Minor Modification – Dryer Bypass Stack Monitoring
Tropicana Products, Inc. – Fort Pierce Citrus Processing Plant
Project No. 1110004-005-AC
Draft Air Permit No. PSD-FL-303B

Dear Mr. Fancy:

Attached is the original Public Notice of Intent to Issue Air Construction Permit Modification for Tropicana Products, Fort Pierce, published in The Tribune on November 30, 2001.

Please feel free to call me at (561)-465-2030 ext-443 if you have any questions or need additional information.

Sincerely,

Scott Davis
Manager, Environmental Operations

CC: Doug Foster, Tropicana Products



THE TRIBUNE
ST. LUCIE COUNTY, FLORIDA
 600 Edwards Road, Ft. Pierce, FL 34982

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA
 COUNTY OF ST. LUCIE

Before the undersigned authority personally appeared, Lynn Ferraro, General Manager; Kathy LeClair, Business Manager or Bob Rossi, Circulation Manager of The Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida, that the attached copy of advertisement was published in The Tribune in the following issues below. Affiant further says that the said Tribune is a newspaper published at Fort Pierce in said St. Lucie County, Florida and that the said newspaper has heretofore been continuously published in said St. Lucie County, Florida daily and distributed in St. Lucie County, Florida, for a period of one year next preceding the first publication of attached copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper. The Tribune has been entered as second class matter at the Post Office in Fort Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement

Ad #	Name	Date	Price Per Day	PQ #
2294705	TROPICANA PRODUCTS	11/30/2001	\$315.00	
			Total \$315.00	

Subscribed and sworn to me before this date:

11/30/2001

[Signature]

[Signature]

 Notary Public

KATHY LEE
 My Comm Exp 7/30/2002
 No CC 763706
 Personally Known Other ID
 LOCAL

PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT MODIFICATION
 STATE OF FLORIDA
 DEPARTMENT OF ENVIRONMENTAL PROTECTION
 Project No. 1110004-005-AC
 Draft Air Permit No. PSD-FL-3038
 Tropicana Products, Inc.
 Fort Pierce Citrus Processing Plant
 St. Lucie County

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit modification to the applicant, Tropicana Products, Inc., for the Fort Pierce Citrus Processing Plant, which is located at 6500 Glades Cutoff Road in Fort Pierce, Florida. The applicant's authorized representative is Mr. Richard Coyle, Director of Operations. The applicant's mailing address is 6500 Glades Cutoff Road, Fort Pierce, FL 34981.

The applicant requests removal of an existing permit condition that requires daily monitoring of the dryer bypass stack operation. The proposed draft permit modification removes the daily monitoring requirement, but requires dryer bypass stack monitoring during the annual emissions tests to ensure that the maximum pollutant emissions are being measured. This change is not expected to result in any increase in actual pollutant emissions.

The Department will issue the Final Permit with the attached conditions unless a response received in accordance with the following procedures results in a different decision or significant change or terms or conditions. The Department will accept written comments concerning the proposed permit issuance action for a period of fourteen (14) days from the date of publication of this Public Notice of Intent to Issue Air Construction Permit. 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 the proposed agency action, the Department shall revise the proposed permit and reissue, if applicable, another Public Notice.

The Department will issue the permit 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 for 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, 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 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 persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen (14) days of publication of the public notice or within fourteen (14) days of receipt of this notice of intent, whichever occurs first. Under Section 120.60(3), F.S., 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 or the address indicated above at the time of filing. The failure of any person to file a petition to the applicant at the address indicated above or 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, F.A.C.

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 issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including specific facts the petitioner contends warrants 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 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 28-106.201, 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.

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, Southeast District Office
 1111 S. Magnolia Drive, Suite 411, Ft. Pierce, FL 34949
 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400
 Telephone: 850/488-0114, Fax: 850/922-6979
 West Palm Beach, FL 33416-5425
 Telephone: 561/681-6600, Fax: 561/681-6790

The complete project file includes the application, Technical Evaluation and Preliminary Determination, Draft Letter Modification, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Department's reviewing engineer for this project for additional information of the address and phone numbers listed above.

Published November 30, 2001
 2294705