SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY			
 Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Received by (Please Print Clearly) B. Frate of Deliver C. Signature X. Agent Addresse			
Article Addressed to:	D. Is delivery address different from item 1?			
Mr. Richard Coyle Director of Operators Tropicana Products, Inc. 6500 Glades Cutoff Road				
Ft. Pierce, FL 34981	3. Service Type Certified Mail Express Mail			
,	Registered			
	4. Restricted Delivery? (Extra Fee) ☐ Yes			
2. Article Number (Copy from service label) 7000 2870 0000 7028 2812				
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	U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)										
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1	PS Form 3800, May 2000 See Reverse for Instructions										



Department of Environmental Protection

Jeb Bush Governor Marjory Stoneman Douglas Building 3900 Commonwealth Boulevard Tallahassee, Florida 32399-3000

David B. Struhs Secretary

November 13, 2001

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Richard Coyle, Director of Operators Tropicana Products, Inc. 6500 Glades Cutoff Road Fort Pierce, FL 34981

Re:

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. Coyle:

Enclosed is one copy of the draft letter modification that revises the requirement to conduct daily monitoring of the dryer bypass stack (Condition No. 9 in Section III.B.) in Air Permit No. PSD-FL-303. The Department's "Technical Evaluation and Preliminary Determination", "Intent to Issue Permit", and the "Public Notice of Intent to Issue Permit" are also included.

The "Public Notice of Intent to Issue Permit" must be published one time only, as soon as possible, in the legal advertisement section of a newspaper of general circulation in the area affected, pursuant to the requirements Chapter 50, Florida Statutes. Proof of publication, i.e., newspaper affidavit, must be provided to the Department's Bureau of Air Regulation office within seven days of publication. Failure to publish the notice and provide proof of publication may result in the denial of the permit.

Please submit any written comments you wish to have considered concerning the Department's proposed action to A. A. Linero, Administrator of the New Source Review Section, at the above letterhead address. If you have any other questions, please contact Jeff Koerner at 850/921-9536.

Sincerely,

C. H. Fancy, P.E., Chief Bureau of Air Regulation

CHF/AAL/ifk

Enclosures

(Draft Letter Modification)

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Richard Coyle, Director of Operators Tropicana Products, Inc. 6500 Glades Cutoff Road Fort Pierce, FL 34981

Re: 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. Coyle:

Tropicana Products, Inc. operates the Fort Pierce Citrus Processing Plant, which is located in Fort Pierce at 6500 Glades Cutoff Road in St. Lucie County, Florida. On September 17, 2001, Tropicana applied to the Department requesting a modification to air construction permit number PSD-FL-303 to remove the daily monitoring requirement for the dryer bypass stack. The Department has reviewed the modification request and Condition No. 9 in Section III.B. of the referenced permit is hereby modified as follows:

From:

9. Records of Operation of Dryer Bypass Stack Required: The owner or operator shall make records of the number of hours each day that the dryer is operated with emissions directed in total or in part through the bypass stack. The number of hours of bypass stack operation recorded each calendar quarter shall be reported to the Southeast District office no later than the 10th day following each calendar quarter. [Rule 62-4.070(3), F.A.C.]

[Note: Excess emissions are limited by Rule 62-210.700, F.A.C. and previous Department permits. Those limitations are not changed by this permit.]

To:

9. Records of Operation of Dryer Bypass Stack Required: During each required test run conducted on a dryer, the permittee shall operate the processing line to prevent exhausting through the bypass stack to the maximum extent possible. For each such test run, the operator shall record the number of minutes that emissions are exhausted through the bypass stack. If the bypass stack operates more than 6 minutes during any run, the Compliance Authority may require additional testing. Bypass stack operation shall be summarized in the test report. [Rule 62-4.070(3), F.A.C.]

[Note: Excess emissions are limited by Rule 62-210.700, F.A.C. and previous Department permits. Those limitations are not changed by this permit.]

A copy of this letter shall be filed with the referenced permit and shall become part of the permit. This permit modification is issued pursuant to Chapter 403, Florida Statutes.

Any party to this order (permit modification) has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within thirty days after this order is filed with the clerk of the Department.

Tropicana Products, Inc. – Fort Pierce Citrus Processing Plant Project No. 1110004-005-AC (PSD-FL-303B)
Page 2 of 2

	Executed in Tallahassee, Florida.	
	Howard L. Rhodes, Director Division of Air Resources Management	
CERTIFICATE O	F SERVICE	
The undersigned duly designated deputy agency clerk hereby certified mail (*) and copies were mailed by U.S. Mail before persons listed:	certifies that this permit modification was the close of business on	sent by to the
Mr. Richard Coyle, Tropicana * Mr. Douglas Foster, Tropicana Mr. Ken Kosky, Golder Associates Mr. Isidore Goldman, DEP Southeast District		
	Clerk Stamp	
	FILING AND ACKNOWLEDGMENT this date, pursuant to §120.52, Florida St the designated Department Clerk, receipt hereby acknowledged.	atutes, with
	(Clerk)	(Date)

TECHNICAL EVALUATION & PRELIMINARY DETERMINATION

PROJECT

Project No. 1110004-005-AC Draft Air Permit No. PSD-FL-303B

Minor Modification - Bypass Stack Monitoring

COUNTY

St. Lucie County

APPLICANT

Tropicana Products, Inc.
Fort Pierce Citrus Processing Plant
ARMS Facility ID No. 1110004

PERMITTING AUTHORITY

Florida Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation
New Source Review Section



November 13, 2001

{Filename: 303B TEPD.doc}

1. GENERAL INFORMATION

Applicant Name and Address

Tropicana Products, Inc. 6500 Glades Cutoff Road Fort Pierce, FL 34981

Authorized Representative:

Mr. Richard Coyle, Director of Operators

Processing Schedule

09/17/01 Received application; complete.

Facility Description and Location

Tropicana Products, Inc. operates a citrus processing plant (SIC No. 2037) at 6500 Glades Cutoff Road in Fort Pierce, Florida. The UTM coordinates are: Zone 17; 561.0 km E and 3028.1 km N. This is an area that is in attainment (or designated as unclassifiable) for all air pollutants subject to the Florida and National Ambient Air Quality Standards (NAAOS).

Regulatory Categories

Title III: Based on the Title V permit, the facility is a major source of hazardous air pollutants (HAP).

Title IV: Based on the Title V permit, the existing facility is not subject to the acid rain provisions of the Clean Air Act.

Title V: The facility is a Title V major source of air pollution because potential emissions of at least one regulated pollutant exceed 100 tons per year. Regulated pollutants include pollutants such as carbon monoxide (CO), nitrogen oxides (NOx), particulate matter (PM/PM10), sulfur dioxide (SO2), and volatile organic compounds (VOC).

PSD: Because potential emissions are greater than 250 tons per year for at least one regulated air pollutant, the facility is a major source of air pollution in accordance with the requirements of the Prevention of Significant Deterioration (PSD) of Air Quality Program (Rule 62-212.400, F.A.C.). Projects resulting in net emissions increases greater than the Significant Emissions Rates specified in Table 62-212.400-2, F.A.C. are subject to the PSD new source preconstruction review requirements.

NSPS: The existing PSD air permit does not identify any units subject to the New Source Performance Standards of 40 CFR 60.

2. PROJECT DESCRIPTION

The Department previously issued a PSD air permit to construct additional citrus juice extractors at the existing facility. In addition to other equipment, the permit included the following emission units.

EMISSIONS UNIT NO.	EMISSIONS UNIT DESCRIPTION
001	Citrus feed mill peel dryer/waste heat evaporator #1
004	Citrus feed mill peel dryer/waste heat evaporator #2

The final permit included the following condition in Section III.B. regulating these units.

"9. Records of Operation of Dryer Bypass Stack Required: The owner or operator shall make records of the number of hours each day that the dryer is operated with emissions directed in total or in part through the bypass stack. The number of hours of bypass stack operation recorded each calendar quarter shall be reported to the Southeast District office no later than the 10th day following each calendar quarter. [Rule 62-4.070(3), F.A.C.]

[Note: Excess emissions are limited by Rule 62-210.700, F.A.C. and previous Department permits. Those limitations are not changed by this permit.]"

The applicant requests removal of this requirement because:

• The bypass stack is used for pressure relief to balance the airflow between the dryer and waste heat evaporator.

TECHNICAL EVALUATION AND PRELIMINARY DETERMINATION

Monitoring the pressure relief is unnecessary because it operates intermittently and infrequently at very low flows, typically 10% or less of the total dryer flow.

• Emissions are not believed to be in excess of the standards imposed by the process weight table because of the very low flows. Testing at another citrus processing plant that exhausted 30% of the dryer flow through the pressure relief indicated that particulate matter emissions were approximately a third of the emission standard.

3. DEPARTMENT'S REVIEW

The Department believes that this monitoring is important during at least each required emissions test performed on the dryer. The Department proposes to change the permit condition to the following.

"9. Records of Operation of Dryer Bypass Stack Required: During each required stack test run conducted on a dryer, the permittee shall operate the processing line to prevent exhausting through the bypass stack to the maximum extent possible. For each such test run, the operator shall record the number of minutes that emissions are exhausted through the bypass stack. If the bypass stack operates more than 6 minutes during any run, the Compliance Authority may require additional testing. Bypass stack operation shall be summarized in the test report. [Rule 62-4.070(3), F.A.C.]

[Note: Excess emissions are limited by Rule 62-210.700, F.A.C. and previous Department permits. Those limitations are not changed by this permit.]"

The proposed change reduces the daily monitoring requirement to monitoring only during the required emissions stack tests. In addition, it ensures that maximum pollutant emissions are being measured during each required emissions test run. This change will not result in increased actual emissions and the modification is not subject to PSD review.

4. PRELIMINARY DETERMINATION

The Department makes a preliminary determination that the proposed project will comply with all applicable state and federal air pollution regulations as conditioned by the draft permit. This determination is based on a technical review of the complete application, reasonable assurances provided by the applicant, and the specific conditions of the draft permit. Jeff Koerner is the project engineer responsible for reviewing the application and drafting the permit. Additional details of this analysis may be obtained by contacting the project engineer at the Department's Bureau of Air Regulation at Mail Station #5505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

In the Matter of an Application for Air Permit by:

Tropicana Products, Inc. 6500 Glades Cutoff Road Fort Pierce, FL 34981

Authorized Representative:
Mr. Richard Coyle, Director of Operators

Project No. 1110004-005-AC
Draft Air Permit No. PSD-FL-303B
Fort Pierce Citrus Processing Plant
Minor Modification, Bypass Stack Monitoring
St. Lucie County

INTENT TO ISSUE AIR CONSTRUCTION PERMIT

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit modification (copy of draft attached) for the proposed project as detailed in the application and the enclosed Technical Evaluation and Preliminary Determination, for the reasons stated below. The applicant, Tropicana Products, Inc., operates a citrus processing plant (SIC No. 2037) at 6500 Glades Cutoff Road in Fort Pierce, Florida. On September 17, 2001, Tropicana applied to the Department for a permit modification to remove the requirement to monitor the dryer bypass stack operation on a daily basis.

The Department has permitting jurisdiction under the provisions of Chapter 403 of the Florida Statutes (F.S.), and Chapters 62-4, 62-210, and 62-212 of the Florida Administrative Code (F.A.C.). The above actions are not exempt from permitting procedures. The Department has determined that an air construction permit is required to perform proposed work. The Department intends to issue this air construction permit based on the belief that the applicant has provided reasonable assurances to indicate that operation of these emission units will not adversely impact air quality, and the emission units will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296, and 62-297, F.A.C.

Pursuant to Section 403.815, F.S., and Rule 62-110.106(7)(a)1, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Public Notice of Intent to Issue Air Construction Permit. The notice shall be published one time only in the legal advertisement section of a newspaper of general circulation in the area affected. Rule 62-110.106(7)(b), F.A.C., requires that the applicant cause the notice to be published as soon as possible after notification by the Department of its intended action. For the purpose of these rules, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. If you are uncertain that a newspaper meets these requirements, please contact the Department at the address or telephone number listed below. The applicant shall provide proof of publication to the Department's Bureau of Air Regulation, at 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400 (Telephone: 850/488-0114, Fax: 850/ 922-6979). You must provide proof of publication within seven days of publication, pursuant to Rule 62-110.106(5), F.A.C. No permitting action for which published notice is required shall be granted until proof of publication of notice is made by furnishing a uniform affidavit in substantially the form prescribed in Section 50.051, F.S. to the office of the Department issuing the permit. Failure to publish the notice and provide proof of publication may result in the denial of the permit pursuant to Rules 62-110.106(9) and (11), F.A.C.

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 of 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 <u>Public Notice of Intent to Issue Air Permit</u>. Written comments and 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 require, 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.

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.

Tropicana Products, Inc. – Fort Pierce Citrus Processing Plant Minor Modification, Bypass Stack Monitoring Project No. 1110004-005-AC Draft Permit No. PSD-FL-303B Page 2 of 3

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 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, 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 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 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 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 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.

In addition to the above, a person subject to regulation has a right to apply for a variance from or waiver of the requirements of particular rules, on certain conditions, under Section 120.542, F.S. The relief provided by this state statute applies only to state rules, not statutes, and not to any federal regulatory requirements. Mediation is not available in this proceeding. Applying for a variance or waiver does not substitute or extend the time for filing a petition for an administrative hearing or exercising any other right that a person may have in relation to the action proposed in this notice of intent.

The application for a variance or waiver is made by filing a petition with the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. The petition must specify the following information: (a) The name, address, and telephone number of the petitioner; (b) The name, address, and telephone number of the attorney or qualified representative of the petitioner, if any; (c) Each rule or portion of a rule from which a variance or waiver is requested; (d) The citation to the statute underlying (implemented by) the rule identified in (c) above; (e) The type of action requested; (f) The specific facts that would justify a variance or waiver for the petitioner; (g) The reason why the variance or waiver would serve the purposes of the underlying statute (implemented by the rule); and (h) A statement whether the variance or waiver is permanent or temporary and, if temporary, a statement of the dates showing the duration of the variance or waiver requested.

The Department will grant a variance or waiver when the petition demonstrates both that the application of the rule would create a substantial hardship or violate principles of fairness, as each of those terms is defined in Section 120.542(2), F.S., and that the purpose of the underlying statute will be or has been achieved by other means by the petitioner.

Tropicana Products, Inc. – Fort Pierce Citrus Processing Plant Minor Modification, Bypass Stack Monitoring Project No. 1110004-005-AC Draft Permit No. PSD-FL-303B Page 3 of 3

Persons subject to regulation pursuant to any federally delegated or approved air program should be aware that Florida is specifically not authorized to issue variances or waivers from any requirements of any such federally delegated or approved program. The requirements of the program remain fully enforceable by the Administrator of the EPA and by any person under the Clean Air Act unless and until the Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Executed in Tallahassee, Florida.

C. H. Fancy, P.E., Chief Bureau of Air Regulation

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this <u>Intent to Issue Air Construction</u>

Permit Modification package (including the <u>Public Notice of Intent to Issue Air Construction Permit Modification</u>,

Technical Evaluation and Preliminary Determination, and the <u>Draft Letter Modification</u>) was sent by certified mail

(*) and copies were mailed by U.S. Mail before the close of business on ///15/0/____ to the persons listed:

Mr. Richard Coyle, Tropicana * Mr. Douglas Foster, Tropicana

Mr. Ken Kosky, Golder Associates

Mr. Isidore Goldman, DEP Southeast District

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is

hereby acknowledged.

lerk)

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-303B

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 Operators. 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 of 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 require, 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 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, 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 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, 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 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 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 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 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

Bureau of Air Regulation
(111 S. Magnolia Drive, Suite 4)
2600 Blair Stone Road, MS #5505
Tallahassee, Florida, 32399-2400

Telephone: 850/488-0114

Fax: 850/922-6979

Department of Environmental Protection

Southeast District Office Air Resources Section

P.O. Box 15425 (400 N. Congress Avenue)

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 at the address and phone numbers listed above.