



VIA E-MAIL & CERTIFIED MAIL
September 3, 2002

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SEP 10 2002

Mr. Edward Svec, P.E.
Bureau of Air Regulation
Florida Dept. of Environment Protection
2600 Blair Stone Road
Mail Station 5505
Tallahassee, FL 32399-2400

BUREAU OF AIR REGULATION

**RE: DEP FILE NO. 1110004-006-AC
PEEL DRYER BURNER UPGRADES**

Dear Mr. Svec,

On behalf of Tropicana Products, Inc., please accept the following comments relative to the above-referenced draft air permit for Tropicana's Fort Pierce, FL facility:

1. Section II, Specific Condition No. 21. Throughout the permit there are compliance testing requirements that state that tests are not required when burning fuel oil less than 400 hours per year. This condition, however, is not clear regarding when tests are not required. Tropicana requests that the following be added as a sentence at the end of this condition: "No compliance test is required for emissions that are not limited, nor where the test is specifically exempted by this permit."
2. Section III, Page 12-13, Conditions No. 2 and No. 11; Section III, Page 13-14, Conditions No. 2 and No. 11. These conditions reference the use of < 1.5% sulfur fuel oil for up to 400 hours per year. It is not clear whether the 400 hours is per emission unit or per entire facility. Tropicana requests clarification for this.
3. The emission unit descriptions (page 11 and 13) refer to No. 6 fuel oil. Since these units may burn either 1.5%, 0.5% or 0.05% fuel oil, Tropicana requests that the specification of No. 6 be deleted and only the term "fuel oil" be used. The record keeping requirements on page 12, Specific Condition 12 should also be changed. We suggest that both daily and monthly requirements be changed from "No. 6 fuel oil usage by dryer" to "Fuel oil usage by sulfur type for each dryer".

Thank you for your consideration of our comments. Please contact me at 941-742-2748 if you have any questions.

Sincerely,

Douglas E. Foster
Director, Corporate Environmental & Safety

DS544/jb
Cc: Scott Davis

Tropicana

P.O. Box 338
Bradenton, FL 34206

CERTIFIED MAIL



7099 3400 0013 7449 6789

MR EDWARD SVEC PE
FDEP BUREAU OF AIR REGULATION
2600 BLAIR STONE ROAD
MAIL STATION 5505
TALLAHASSEE FL 32399-2400

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BUREAU OF AIR REGULATION

CERTIFIED MAIL-RETURN RECEIPT
August 30, 2002

Mr. Edward J. Svec, P.E.
Bureau of Air Regulation
Florida Dept. of Environment Protection
2600 Blair Stone Road
Mail Station 5505
Tallahassee, FL 32399-2400

**RE: DEP FILE NO. 1110004-006-AC
PEEL DRYER BURNER UPGRADES**

Dear Mr. Svec:

Enclosed please find an affidavit of publication of the Notice of Intent to Issue Air Construction Permit to Tropicana Products, Inc., to allow upgrades to the existing peel dryer burners at its Fort Pierce facility.

If you need anything further regarding this matter, please let me know.

Sincerely,

Douglas E. Foster
Director, Corporate Environmental & Safety

jlb

Enclosure

cc: Scott Davis



**SCRIPPS TREASURE COAST
PUBLISHING COMPANY**
Fort Pierce Tribune
Port St. Lucie Tribune

600 Edwards Road, Fort Pierce, FL 34982

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Before the undersigned authority personally appeared, S. Darlene Mailing, who on oath says that she is Classified Inside Sales Manager of the Fort Pierce Tribune and the Port St. Lucie Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida: that the attached copy of advertisement was published in the Fort Pierce/Port St. Lucie Tribune in the following issues below. Affiant further says that the said Fort Pierce/Port St. Lucie Tribune is a newspaper published in Fort Pierce in said St. Lucie County, Florida, and that 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 the attached copy of advertisement; and affiant further says that she 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. The Fort Pierce 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.

1010 Legal Notices | **1010 Legal Notices**
PUBLIC NOTICE OF INTENT TO ISSUE
AIR CONSTRUCTION PERMIT
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DEP File No. 1110004-006-AC
Tropicana Products, Inc.
St. Lucie County

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit to Tropicana Products, Inc., for its existing citrus juice processing facility located at 6500 Glades Cutoff Road, Ft. Pierce, St. Lucie County. The applicant's mailing address is also: 6500 Glades Cutoff Road, Ft. Pierce, Florida 34981. The permit is to allow upgrades to the existing peel dryer burners so they can operate at 84 million Btu per hour, heat input, and in compliance with the provisions of Chapter 403.08725, F.S.

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 Florida Statutes (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 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 days of publication of the public notice or within fourteen 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 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 2B-106.205 of the Florida Administrative Code (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 2B-106.301, F.A.C.

Ad #	Customer Name	Pub Date	Copyline	PO #
2504459	TROPICANA PRODUCTS, IN	08/23/2002	1110004-006-AC	

The complete project file includes the application, technical evaluations, draft permit, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, Title V Section, or the Department's reviewing engineer for this project, Edward J. Svec, Engineer IV, at the Bureau of Air Regulation in Tallahassee, Florida, or call 850/488-0114, for additional information. Written comments directed to the Department's reviewing engineer should be sent to the following mailing address: Dept. of Environmental Protection, Bureau of Air Regulation, Mail Station #5505, Tallahassee, Florida, 32399-2400.

Publish: August 23, 2002
2504459

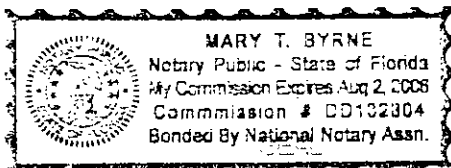
Subscribed and sworn to me before this date

08/23/2002

S. Darlene Mailing

Mary T. Byrne

Notary Public



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:

Dept. of Environmental Protection
Bureau of Air Regulation
Suite 4, 111 S. Magnolia Drive
Tallahassee, Florida 32301
Telephone: 850/488-0114
Fax: 850/922-6979

Dept. of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida 33401
Telephone: 561/681-6600

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AUG 23 2002

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