



Environmental
Sciences
Group

RECEIVED
SEP 29 1998
D E P

September 28, 1998

Mr. George Richardson
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, Florida 33619-8318

**RE: PRIDE Enterprises
Sumter Wood Furniture
Bushnell, Florida
AO60-263746
PROOF OF PUBLICATION**

Dear Mr. Richardson:

Enclosed is the Proof of Publication for the above referenced permit. This certification came to our office last week. I am not sure why it took so long to get out of the newspaper's office. Should you have any questions, please call me.

Sincerely,

Timothy M. O'Dell
Environmental Scientist

cc: Mr. Jeff Grill, PRIDE

P.O. Box 7495
Tampa, Florida 33673-7495
Telephone: (813) 930-9074
FAX: (813) 935-1167

Proof Of Publication

from the
SUMTER COUNTY TIMES
Bushnell, Sumter County, Florida
PUBLISHED WEEKLY

STATE OF FLORIDA
COUNTY OF SUMTER

Before the undersigned authority personally
appeared FELICIA H. SACHELL

of the Sumter County Times, a newspaper published
weekly on Thursday at Bushnell in Sumter County,
Florida, that the attached copy of advertisement
being a public notice in the matter of the

NOTICE OF INTENT TO ISSUE PERMIT

Court, was published in said newspaper in the issues
of

AUGUST 13, 1998

Affiant further says that the Sumter County Times is a newspaper published at Bushnell in said Sumter County, Florida, and that the said newspaper has heretofore been continuously published in Sumter County, Florida, each week and has been entered as second class mail matter at the post office in Bushnell in said Sumter 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/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.

Felicia H. Satchell

The foregoing instrument was acknowledged before
me this 13th day of AUG 19 98

by FELICIA H. SACHELL

who is personally known to me and who did take
an oath.

Heanette A. Schmidt
Notary Public, State of Florida
Commission No. CC 669909
My Commission Exp. 08/16/2001
1-800-3-NOTARY - Fla. Notary Service & Bonding Co.

6230813 SCT
PUBLIC NOTICE
STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL PROTECTION
NOTICE OF INTENT
TO ISSUE PERMIT

The Department of Environmental Protection, Southwest District, gives notice of its intent to issue a Federally Enforceable State Operating Permit (FESOP), Permit File No. 1190015-001-AF, to PRIDE Enterprises. This permit is for the operation of the furniture manufacturing operation (surface coating) located at Highway 4768, Bushnell, Sumter County. There will be no increase in the emissions of VOCs or HAPs. This permit will address the emissions of HAPs that were not addressed in prior permits. The emissions of volatile organic compounds (VOCs) are limited to 23.04 ton/year, the emissions of hazardous air pollutant (HAPs) are limited to less than 5.0 tons/year. These emission limitations will classify this facility a synthetic non-title V facility. MAILING ADDRESS - 12425 28th Street North, St. Petersburg, FL 33716-1826 to the attention of Mr. Joseph LeBas, vice President of Operations.

The Department will issue the permit unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 of the Florida Statutes (F.S.). Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative hearing in accordance with 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 within fourteen days of receipt of this notice of intent. A petitioner must 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 28-5.207 of the Florida Administrative Code (F.A.C.).

A petition must contain the following:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit Number, and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement identifying the rules of statutes that the petitioner contends require reversal or modification of the Department's action or proposed action;
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the action or proposed action addressed in this notice of intent.

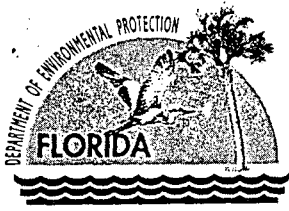
Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this permit. Persons whose substantial interests will be affected by such final decision of the 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 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, at 8407 Laurel Fair Circle, Tampa, Florida.

Any person may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), at other materials available to the Department that are relevant to the permit decision. In addition, any person may send written comments on the proposed permitting action. All requests and comments should be sent to the Florida Department of Environmental Protection at 3804 Coconut Palm Drive, Tampa, FL 33619 to the attention of Mr. Jerry Kessel (phone no. 813-744-6100 ext. 107) referencing Permit File No. 1190015-001-AF.

All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.

Published one (1) time in the Sumter County Times, August 13, 1998.



Department of Environmental Protection

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

CERTIFIED MAIL

In the Matter of an Application
for Permit by:

Mr. Joseph LeBas
Vice President of Operations
PRIDE Enterprises
12425 28th Street North
St. Petersburg, FL 33716-1826 /

DEP File No.: 1190015-001-AF
County: Sumter

INTENT TO ISSUE

The Department of Environmental Protection gives notice of its intent to issue a permit (copy attached) for the proposed project as detailed in the application specified above, for the reasons stated below.

The applicant, PRIDE Enterprises, applied on May 14, 1998 to the Department of Environmental Protection, Southwest District, for a Federally Enforceable State Operating Permit (FESOP) for the furniture manufacturing operation (surface coating) located at Highway 476B, Bushnell, Sumter County.

The Department has permitting jurisdiction under Section 403.087, Florida Statutes (F.S.). The project is not exempt from permitting procedures. The Department has determined that a construction permit is required for the proposed work.

The Department intends to issue this permit based on the belief reasonable assurances have been provided to indicate the proposed project will comply with the appropriate provisions of Florida Administrative Code (F.A.C.) Chapters 62-204 through 62-297 & 62-4.

Pursuant to Section 403.815, F.S. and Rule 62-103.150, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice will be published one time only as soon as possible in the legal ad section of a newspaper of general circulation in the area affected. For the purposes of this rule "publication in a newspaper of general circulation in the affected area" 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. Where there is more than one newspaper of general circulation in the county, the newspaper used must be one with significant circulation in the area that may be affected by the permit.

If you are uncertain that a newspaper meets these requirements, please contact the Department at the address or telephone number listed above. The applicant shall provide proof of publication to the Department, at 3804 Coconut Palm Drive, Tampa Florida 33619 within seven days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

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. Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative hearing in accordance with 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 other person 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. A petitioner must 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 28-5.207, F.A.C.

A petition must contain the following:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number, and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the action or proposed action addressed in this notice of intent.

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 of intent. 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. 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.

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 EPA and by the person under the Clean Air Act unless and until Administrator separately approves any variance or waiver in accordance with the procedures of the federal program.

Any person listed below may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, and all other materials available to the Department that are relevant to the permit decision.

In addition any person may send written comments on the proposed permitting action. All requests and comments should be sent to this office at the address referenced above to the attention of Mr. Jerry Kissel (phone no. 813-744-6100 ext. 107) referencing Permit File No. 1190015-001-AF. All comments received within 14 days of receipt of this Intent to Issue will be considered in the Department's final determination.

Executed in Tampa, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

W.C. Thomas, P.E.
FOR W.C. Thomas, P.E.
District Air Program
Administrator
Southwest District

Attachment

cc: Scott Sheplak, DEP, Tallahassee
Joe Cox, DEP, Tampa, wo/attachment
EPA, wo/attachment

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this INTENT TO ISSUE was sent to the addressee by certified mail and all copies were sent by regular mail before the close of business on JUL 27 1998 to the listed persons, unless otherwise noted.

FILING AND ACKNOWLEDGEMENT FILED,
on this date, pursuant to Section
120.52(7), Florida Statutes, with
the designated Department Clerk,
receipt of which is hereby
acknowledged.

Patricia Duckett
Clerk

JUL 27 1998
Date

Z 044 521 280

US Postal Service

Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to

Mr. Joseph LeBas
Vice President of Operations
PRIDE Enterprises
12425 28th Street North
St. Petersburg, FL 33716-1826

PS Form 3800, April 1995

Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

The Department of Environmental Protection, Southwest District, gives notice of its intent to issue a Federally Enforceable State Operating Permit (FESOP), Permit File No. 1190015-001-AF, to PRIDE Enterprises. This permit is for the operation of the furniture manufacturing operation (surface coating) located at Highway 476B, Bushnell, Sumter County. There will be no increase in the emissions of VOCs or HAPs. This permit will address the emissions of HAPs that were not addressed in prior permits. The emissions of volatile organic compounds (VOCs) are limited to 23.04 ton/year, the emissions of hazardous air pollutant (HAPs) are limited to less than 5.0 tons/year. These emission limitations will classify this facility a synthetic non-Title V facility. MAILING ADDRESS - 12425 28th Street North, St. Petersburg, FL 33716-1826 to the attention of Mr. Joseph LeBas, vice President of Operations.

The Department will issue the permit unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 of the Florida Statutes (F.S.). Mediation under Section 120.573, F.S., will not be available for this proposed action.

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A petition must contain the following:

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- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action;

- (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the action or proposed action addressed in this notice of intent.

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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, at 8407 Laurel Fair Circle, Tampa, Florida.

Any person may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, a copy of the permit draft, and all other materials available to the Department that are relevant to the permit decision. In addition, any person may send written comments on the proposed permitting action. All requests and comments should be sent to the Florida Department of Environmental Protection at 3804 Coconut Palm Drive, Tampa, FL 33619 to the attention of Mr. Jerry Kissel (phone no. 813-744-6100 ext. 107) referencing Permit File No. 1190015-001-AF. All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.



Department of Environmental Protection

DRAFT

Lawton Chiles
Governor

Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619

Virginia B. Wetherell
Secretary

PERMITTEE:

PRIDE Enterprises
12425 28th Street North
St. Petersburg, FL 33716-1826 /

Permit No.: 1190015-001-AF
County: Sumter
Effective Date:
Expiration Date: 7/31/2003
Project: Surface Coating
Operation

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Rules 62-2 through 62-297 & 62-4. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans and other documents, attached hereto or on file with the department and made a part hereof and specifically described as follows:

The Specific Conditions in this Federally Enforceable State Operating Permit (FESOP) establishes this facility as a synthetic non-Title V facility.

For the operation of a wood furniture surface coating operation. The facility finishes wood furniture using wood stain, sealer and lacquer. Finishing takes place in 7 (seven) Binks spray booths designated as Booths A, B, C, D, E, F, and H. The spray booths are equipped with Andrae overspray filters with an estimated collection efficiency of 99.6%.

Volatile organic compound/hazardous air pollutants (VOC/HAP) emissions are to be controlled by a material balance scheme through recordkeeping.

(This facility also has a propane fired heat tunnel which vents inside the building and is considered an insignificant source).

Location: Highway 476B, Bushnell, Sumter County

UTM: 17-381.4 E 3166.2 N

Facility ID No.: 0015

Emission Unit ID No.: 01

Replaces Permit No.: A060-263746

PERMITTEE:
PRIDE Enterprises

Permit No.: 1190015-001-AF
Project: Surface Coating Operation

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SPECIFIC CONDITIONS:

1. A part of this permit is the attached 15 General Conditions [Rule 62-4.160, F.A.C.]
2. Issuance of this permit does not relieve the permittee from complying with applicable emission limiting standards or other requirements of Chapters 62-2 through 62-297, or any other requirements under federal, state, or local law [Rule 62-210.300, F.A.C.]

Operation and Emission Limitations

3. This facility is permitted to operate a maximum of 3,120 hours per 12 consecutive month period. Operation is defined as any period during which surface coating is being done [construction permit AC60-235695].
4. Total volatile organic compound (VOC) emissions from this facility shall not exceed 23.04 tons/year, total hazardous air pollutant (HAP) emissions from this facility shall be less than 5.0 tons/year [construction permit AC60-235695 and FESOP application received 5/14/98].
5. The permittee shall not store, pump, handle, process, load, unload, or use in any process or installation volatile organic compounds (VOC) without applying known and existing vapor emission control devices or systems deemed necessary and ordered by the Department. Pursuant to Rule 62-296.320(1)(a), F.A.C., the following procedures shall be utilized to minimize pollutant emissions:
 - A. Maintain tightly fitting cover, lids, etc. on all containers of VOC when they are not being handled, tapped, etc.
 - B. Prevent excessive air turbulence across exposed VOC's.
 - C. Where possible and practical, procure/fabricate a tightly fitting cover for any open trough, basin, bath, etc. of VOC so that it can be covered when not in use.
 - D. All fittings, valve lines, etc. shall be properly maintained.
 - E. All VOC spills shall be attended to immediately and the waste properly disposed of, recycled, etc.[Rule 62-296.320(1)(a), F.A.C.]
6. The permittee shall not cause, suffer, allow, or permit the discharge of air pollutants which cause or contribute to an objectionable odor. An objectionable odor is any odor present in the outdoor atmosphere which by itself or in combination with other odors, is or may be harmful or injurious to human health or welfare, which unreasonably interferes with the comfortable use and enjoyment of life or property, or which creates a nuisance. [Rule 62-296.320(2), F.A.C.]

PERMITTEE:
PRIDE Enterprises

Permit No.: 1190015-001-AF
Project: Surface Coating Operation

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Compliance and Recordkeeping Requirements

7. Compliance with the emission limitation of Specific Condition No. 4 shall be demonstrated by submission of a yearly summary of estimated VOC/HAP usage and emissions (See Specific Condition No. 9). Records to support the yearly summary of estimated VOC/HAP emissions shall be maintained on site and made available to the Department upon request. The VOC/HAP Usage and Emission Log records shall include, but are not limited to, the following:

- A. The source description - (i.e. Booths A, B, C, D, E, F, and H);
- B. Date - month, day, year;
- C. On a monthly basis, what "As Applied" coating (by identification number) was used, indicating the amount of each used in gallons or pounds;
- D. On a monthly basis, all other VOC and solvents, indicating the amount of each used;
- E. VOC content as applied (percent by weight) for each type of coating utilized;
- F. A monthly total of VOC/HAP emissions and a cumulative 12 month running total to ensure the annual VOC/HAP emission limit is not exceeded.

Supporting documentation ("As Supplied", "As Applied" sheets, MSD sheets, EPA data sheets, purchase orders, etc.) shall be kept for each coating and VOC/HAP which includes sufficient information to determine VOC/HAP emissions [Rules 62-296.320 and 62-4.070(3), F.A.C.].

8. In order to document compliance with Specific Condition No. 3, the permittee shall maintain a daily record of operating hours. Operation is defined as any period when surface coating is being done. These records shall be recorded in a permanent form suitable for inspection by the Department upon request, and shall be retained for at least the most recent two year period [Rule 62-4.070(3), F.A.C.].

Reporting Requirements

9. The permittee shall submit to the Air Compliance Section of the Southwest District Office of the Department each calendar year on or before March 1, completed DER Form 62-210.900(5), "Annual Operating Report (AOR) for Air Pollutant Emitting Facility," for the preceding calendar year. Included with the AOR, the permittee shall submit a copy of the VOC/HAP Usage and Emissions Log(s) summary (Specific Condition No. 7) for the previous calendar year [Rules 62-210.370(2), and 62-4.070(3), F.A.C.].

PERMITTEE:
PRIDE Enterprises

Permit No.: 1190015-001-AF
Project: Surface Coating Operation

DRAFT

Permit Application

10. The permittee shall submit a minimum of two short form applications (DEP Form No. 62-210.900(2)) for the renewal of this permit to the Air Permitting Section of the Department's Southwest District Office at least 60 days prior to the expiration date of this permit [Rule 62-4.090, F.A.C.].

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

W.C. Thomas, P.E.
District Air Program
Administrator
Southwest District

DRAFT

ATTACHMENT - GENERAL CONDITIONS

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "Permit Conditions" and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, Florida Statutes (F.S.). The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.

2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.

3. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.

4. Not applicable to Air Permits.

5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.

6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, are required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.

7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:

- a. Have access to and copy any records that must be kept under conditions of the permit;

DRAFT

GENERAL CONDITIONS:

- b. Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
- c. Sample or monitor any substances or parameters at any location reasonable necessary to assure compliance with this permit or Department rules.

Reasonable time may depend on the nature of the concern being investigated.

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:

- a. A description of and cause of noncompliance; and
- b. The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to educe, eliminate, and prevent recurrence of the noncompliance. The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Section 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

11. This permit is transferable only upon Department approval in accordance with Rule 62-4.120 and 62-730.300 F.A.C., as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.

12. This permit or a copy thereof shall be kept at the work site of the permitted activity.

DRAFT

GENERAL CONDITIONS:

13. This permit also constitutes:

- () Determination of Best Available Control Technology (BACT)
- () Determination of Prevention of Significant Deterioration (PSD)
- () Compliance with New Source Performance Standards (NSPS)

14. The permittee shall comply with the following:

a. Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.

b. The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.

c. Records of monitoring information shall include:

1. the date, exact place, and time of sampling or measurements;
2. the person responsible for performing the sampling or measurements;
3. the dates analyses were performed;
4. the person responsible for performing the analyses;
5. the analytical techniques or methods used;
6. the results of such analyses.

15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

16. Not applicable to Air Permits.

17. Not applicable to Air Permits.