

UNITED STATES SUGAR CORPORATION

Post Office Box 1207 • Clewiston, Florida 33440-1207
Telephone 941/983-8121

September 25, 1997

Mr. C. H. Fancy, P.E., Chief
Bureau of Air Regulation
Florida Dept. of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400


Re: DRAFT Permit Nos. 7775035-001-AC and 7775035-002-AO
Construction and Operation Permits for a Portable Stone Crusher

Dear Mr. Fancy:

In accordance with your letter dated September 8, 1997, enclosed are Affidavits of Publication of the "Public Notice of Intent to Issue Air Permits" from the *Glades County Democrat*, *The Clewiston News*, and *The Sun*. These newspapers have general circulation in Glades, Hendry, and Palm Beach Counties, respectively.

Please advise (941-902-2603), if you have any questions or if we may be of further assistance.

Sincerely,


Lawrence D. Worth
Vice-President, Engineering

LDW:js
N:\FLDCAOPRCKCR.WPD

Enclosures

cc: W. Hanks, BAR

RECEIVED

SEP 29 1997

BUREAU OF
AIR REGULATION

Glades County Democrat

Moore Haven, Florida

Published Weekly

AFFIDAVIT OF PUBLICATION

State of Florida
County of Glades

Before the undersigned authority, personally appeared Richard Hitt, who on oath says that he is the Publisher of the Glades County Democrat, a weekly newspaper published at Moore Haven in Glades County, Florida, that the attached copy of advertisement, being a notice

in the matter of intent - issue air permits

_____ in the
_____ court, was published in

said newspaper in the issues of _____

September 25, 1997

Affiant further says that the said Glades County Democrat is a newspaper published at Moore Haven, in said Glades County, Florida, and that the said newspaper has heretofore been continuously published in said Glades County, Florida, each week, and has been entered as second class matter at the post office in Moore Haven, in said Glades 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.

Richard Hitt

Sworn to and subscribed before me this 25th day
of September, A.D. 19 97

B.K. Christensen



B. K. CHRISTENSEN
MY COMMISSION # CC 640756
EXPIRES: June 27, 2001
Bonded Thru Notary Public Underwriters

Notary Public

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMITS STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION DRAFT Permits Nos. 7775035-001- AC/7775035-002-AO Portable Rock Crusher

Glades, Hendry, and Palm Beach Counties
The Department of Environmental Protection [Department] gives notice to its intent to issue "after-the-fact" air construction and operation permits for a diesel engine powered portable rock crusher to United States Sugar Corporation. A Best Available Control Technology (BACT) determination was not required for any pollutant pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The applicant's name and address are: United States Sugar Corporation, Post Office Box 1207, Clewiston, Florida 33440-1207.

The applicant proposes to operate an existing portable rock crusher powered by a diesel engine at its farms and sugar mill located in Glades, Hendry, and Palm Beach Counties. The unit will emit particulate matter and the products of combustion from 0.5 percent sulfur diesel fuel. Visible emissions are limited to 20 percent opacity which is attained by wetting of the crushed material as necessary.

Total estimated emissions are:
Pollutant Particulate Matter (PM/PM10):
Maximum Emissions pounds per hour 1.0; **Net Emissions** tons per year 3.7; Nitrogen Oxides 0.9, 35.9; Carbon Monoxide 2.1, 7.7; Sulfur Dioxide 0.7, 2.4; Volatile Organic Compounds 0.8, 2.9.

The project has an insignificant impact on the Everglades National Park Class I area. The Department will issue the FINAL Permits, in accordance with the conditions of the DRAFT Permits 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 DRAFT Permit issuance actions for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2800 Blair Stone Road, Mail Station #5605, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in these DRAFT Permits, the Department shall issue Revised DRAFT Permits and require, if applicable, another Public Notice.

The Department will issue the FINAL Permits with the conditions of the DRAFT Permits unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 F.S. Mediation is not available for this action. The procedures for petitioning for a hearing are set forth below.

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 set forth below and must do so in accordance with the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, telephone: 850/498-9370, fax: 850/487-4938. Petitions 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 for a request for mediation, as discussed below) 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 inter-

vent 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 29A-207 of the Florida Administrative Code.
A petition must contain the following information: (a) The name, address, and telephone number of each petitioner; (b) The applicant's name and address; (c) The permit file number and the county in which the project is proposed; (d) A statement of how and when each petitioner received notice of the Department's action or proposed action; (e) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (f) A statement of the material facts disputed by the petitioner; (g) If any of the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action; (h) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or proposed action; and (i) 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 Department's 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.
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, Tallahassee, Florida, 32301. Telephone: 850/498-1344, Fax 850/492-0978. Department of Env. Protection, South Florida District, 2295 Victoria Avenue, Suite 304, Fort Myers, Florida 33901. Telephone: 941/333-8978, Fax: 941/333-0989; Div. of Env. Science and Eng., Palm Beach County Health Unit, 901 Evernott Street, West Palm Beach, Florida 33401. Telephone: 561/355-5070, Fax: 561/355-2444.
The complete project file includes the application, technical consultation, Draft Permits, and the information submitted by the responsible official, complete of recordal receipt under section 409.111, F.S. Interested persons may contact the Administrative Law Assistance Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301 or call 850/498-1344 for additional information.
09/27/97
09/27/97
09/27/97

The Clewiston News

Published Weekly Clewiston, Florida

AFFIDAVIT OF PUBLICATION

State of Florida
County of Hendry

Before the undersigned authority, personally appeared Richard Hitt, who on oath says he is the Publisher of the Clewiston News, a weekly newspaper published at Clewiston in Hendry County, Florida, that the attached copy of advertisement, being a notice

in the matter of intent to issue air permits

_____ in the

_____ court, was published in

said newspaper in the issues of _____

September 24, 1997

Affiant further says that the said Clewiston News is a newspaper published at Clewiston, in said Hendry County, continuously published in said Hendry County, Florida, each week, and has been entered as a second class mail matter at the post office in Clewiston, in said Hendry County, Florida, for a period of one year next preceding the first publication 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.

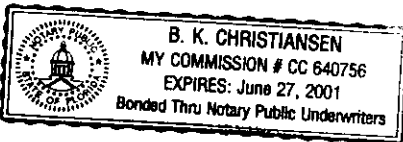
Richard Hitt

Sworn to and subscribed before me this 24th day

of September, A.D. 19 97

B. K. Christiansen

Notary Public



Lyons Printing

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMITS

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DRAFT Permits Nos. 7775035-001-AC/7775035-002-AO
Portable Rock Crusher

Glades, Hendry, and Palm Beach Counties
The Department of Environmental Protection (Department) gives notice to its intent to issue "after-the-fact" air construction and operation permits for a diesel engine powered portable rock crusher to United States Sugar Corporation. A Best Available Control Technology (BACT) determination was not required for any pollutant pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21. Prevention of Significant Deterioration (PSD). The applicant's name and address are: United States Sugar Corporation, Post Office Box 1207, Clewiston, Florida 33440-1207.

The applicant proposes to operate an existing portable rock crusher powered by a diesel engine at its farms and sugar mill located in Glades, Hendry, and Palm Beach Counties. The unit will emit particulate matter and the products of combustion from 0.5 percent sulfur diesel fuel. Visible emissions are limited to 20 percent opacity which is attained by wetting of the crushed material as necessary.

Total estimated emissions are:
Pollutant Particulate Matter (PM/PM10): **Maximum Emissions** pounds per hour 1.0; **Net Increase** tons per year 3.7; Nitrogen Oxides 0.9, 35.9; Carbon Monoxide 2.1, 7.7; Sulfur Dioxide 0.7, 2.4; Volatile Organic Compounds 0.8, 2.9.
The project has an insignificant impact on the Everglades National Park Class I area.

The Department will issue the FINAL Permits, in accordance with the conditions of the DRAFT Permits 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 DRAFT Permit issuance actions for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in these DRAFT Permits, the Department shall issue Revised DRAFT Permits and require, if applicable, another Public Notice.

The Department will issue the FINAL Permits with the conditions of the DRAFT Permits unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 F.S. Mediation is not available for this action. The procedures for petitioning for a hearing are set forth below.

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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, telephone: 850/487-2070, fax: 850/487-4938. Petitions 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 (or a request for mediation, as discussed below) 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.

A petition must contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and

address, the Permit File Numbers 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 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 Department's action or proposed action addressed in this notice of intent.

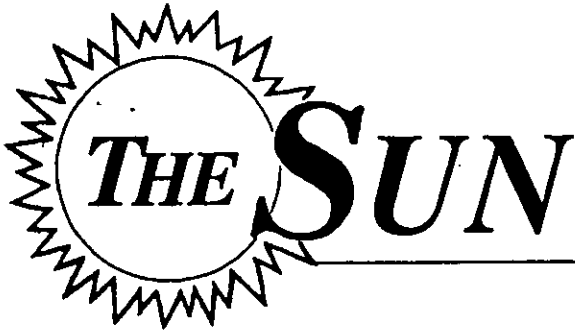
Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision 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.

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 Env. Protection, Bureau of Air Regulation, 111 S. Magnolia Drive, Suite 4, Tallahassee, Florida, 32301, Telephone: 850/488-1344, Fax: 850/922-6979; Department of Env. Protection, South Florida District, 2285 Victoria Avenue, Suite 364, Fort Myers, Florida 33901, Telephone: 941/332-6975, Fax: 941/332-6969; Div. of Env. Science and Eng., Palm Beach County Health Unit, 901 Evernia Street, West Palm Beach, Florida 33401, Telephone: 561/355-3070, Fax: 561/355-2443.

The complete project file includes the applications, technical evaluations, Draft Permits, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-1344, for additional information.

CN97-468
September 24, 1997



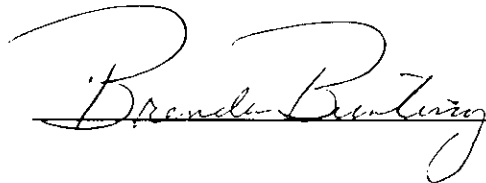
417 N.W. 16th Street, Suite 6 • Belle Glade, Florida 33430
Phone: 407-996-4404 • FAX: 407-996-2209

STATE OF FLORIDA

COUNTY OF PALM BEACH:

Before the undersigned authority personally appeared Brenda Bunting, who on oath says that she is the General Manager of The Sun, a weekly newspaper published at Belle Glade in Palm Beach County, Florida; that the attached copy of the advertisement, being a legal notice in the matter of a NOTICE OF INTENT TO ISSUE AIR PERMITS was published in said newspaper in the issues of September 18, 1997.

Affiant further says that the said newspaper, The Sun, is a newspaper published in Belle Glade, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in Palm Beach County, Florida, each week and has been entered as second-class mail matter at the post office in Belle Glade, Florida, for a period of 1 year preceding the first publication of the attached copy of advertisement, and affiant further says that she has neither paid nor promised any persons, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Sworn to and subscribed before me this 25th day of September, 1997.



OFFICIAL NOTARY SEAL
J YVONNE JONES
NOTARY PUBLIC STATE OF FLORIDA
COMMISSION NO. CC632433
MY COMMISSION EXP. NOV. 19 2000

Personally Known XX or Produced Identification _____

Type of Identification Produced _____

**PUBLIC NOTICE OF INTENT
TO ISSUE AIR PERMITS**

STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL PROTECTION

DRAFT Permits Nos: 7775035-001-AC/
7775035-002-AO

Portable Rock Crusher
Glades, Hendry and Palm Beach Counties

The Department of Environmental Protection (Department) gives notice of its intent to issue "after-the-fact" air construction and operation permits for a diesel engine powered portable rock crusher to United States Sugar Corporation. A Best Available Control Technology (BACT) determination was not required for any pollutant pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The applicant's name and address are: United States Sugar Corporation, Post Office Box 1207, Clewiston, FL 33440-1207.

The applicant proposes to operate an existing portable rock crusher powered by a diesel engine at its farms and sugar mill located in Glades, Hendry and Palm Beach Counties. The unit will emit particulate matter and the products of combustion from 0.5 percent sulfur diesel fuel. Visible emissions are limited to 20 percent opacity which is attained by wetting of the crushed material as necessary.

Total estimated emissions are:

Pollutant	Max. Emissions (pounds per hour)	Net Increase (tons per year)
Particulate Matter (PM/PM-10)	1.0	3.7
Nitrogen Oxides	9.9	35.9
Carbon Monoxide	2.1	7.7
Sulfur Dioxide	0.7	2.4
Volatile Organic Compounds	0.8	2.9

The project has an insignificant impact on the Everglades National Park Class I area.

The Department will issue the FINAL Permits, in accordance with the conditions of the DRAFT Permits unless a response is received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

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ments received result in a significant change in these DRAFT Permits, the Department shall issue Revised DRAFT Permits and require, if applicable, another Public Notice.

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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.

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Department of Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Drive, Suite 4
Tallahassee, FL 32301
Telephone: 850-488-1344
Fax: 850-922-9879

-OR-

Department of Environmental Protection
South Florida District
2296 Victoria Avenue, Suite 364
Fort Meyers, FL 33901
Telephone: 941-332-6975
Fax: 941-332-6969

-OR-

Division of Environmental Science and Engineering
Palm Beach County Health Unit
901 Evernia Street
West Palm Beach, FL 33401
Telephone: 561-355-3070
Fax: 561-355-2442

The complete project file includes the applications, technical evaluations, Draft Permits and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, FL 32301, or call 850-488-1344, for additional information.

Published: The Sun, September 18, 1997
Legal No.97-107.