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NOV 11 2004

BUREAU OF AIR REGULATION

484695-11/9/2004

PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DEP File No.: 0090093-007-AC
Sea Ray Boats, Inc.
Cape Canaveral Plant
Brevard County

STATE OF FLORIDA
COUNTY OF BREVARD

Before the undersigned authority personally appeared JODI L. KILPATRICK
who on oath says that she is LEGAL ADVERTISING CLERK

of the FLORIDA TODAY, a newspaper published in Brevard County, Florida;
that the attached copy of advertising being a LEGAL NOTICE
AD#484695 \$512.54 in the matter of

SEA RAY BOATS, INC.

in the Court

PUBLIC NOTICE TO INTENT TO ISSUE AIR CONSTRUCTION

DEP File No. 0090093-007-AC

was published in the FLORIDA TODAY

in the issues of NOVEMBER 9, 2004

Affiant further says that the said FLORIDA TODAY

is a newspaper in said Brevard County, Florida, and that the said newspaper has
heretofore been continuously published in said Brevard County, Florida, regularly as
stated above, and has been entered as periodicals matter at the post office in
MELBOURNE in said Brevard 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
said newspaper.

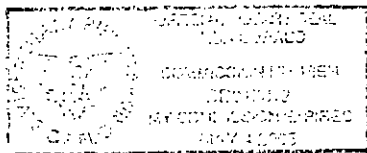
Jodi L Kilpatrick
(Signature of Affiant)

Sworn to and subscribed before this 9th DAY OF NOVEMBER 2004

Linda L Braud
(Signature of Notary Public)

LINDA L. BRAUD

(Name of Notary Typed, Printed or Stamped)



Personally Known or Produced Identification
Type Identification Produced

The Department of Environmental Protection (Department)
gives notice of its intent to issue an air construction permit to Sea
Ray Boats, Inc., for the Cape Canaveral Plant located at 1200 Sea
Ray Drive, Merritt Island, Brevard County. This construction
permit to allow boat repair operations in the building that was
originally intended for boat manufacturing operations. The con-
ditions of this construction permit supersede all of the conditions
of expired construction permits 009-0093-005-AC,
0090093-003-AC, and PSD-FL-274. This permit revokes the De-
partment issued conditional exemption from permitting given to
Sea Ray Boats for more limited boat repair operations.

The applicant's mailing address is: 1200 Sea Ray Drive, Merritt
Island, Florida 32954. A Best Available Control Technology
(BACT) determination was not required pursuant to Rule
62-212-400, F.A.C. and 40 CFR 52.21, Prevention of Significant
Deterioration (PSD).

The Department will issue the Final permit 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 pro-
vided 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 in-
spection. If written comments received result in a significant
change in the proposed agency action, the Department shall re-
vise the proposed permit and require, if applicable, another Public
Notice.

The Department will issue the permit with the attached condi-
tions 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 the is
proceeding.

A person whose substantial interests are affected by the pro-
posed permitting decision may petition for an administrative
proceeding (hearing) under sections 120.569 and 120.57 of the
Florida Statutes. 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 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) of the Florida Statutes must be filed within four-
teen 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), 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 28-106.205 of the Florida Administrative
Code.

A petition that disputes the material facts on which the Depart-
ment'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, ad-
dress, 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 explanation of how the petitioner's
substantial interests will be affected by the agency determi-
nation; (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 peti-
tion must so indicate; (e) A concise statement of the ultimate
facts alleged, including specific facts the petitioner contends
warrant reversal or modifications of the agency's proposed ac-
tion; (f) A statement of the specific rules or statutes the petitioner
contends require reversal or modification of the agency's pro-
posed action; and (g) A statement of the relief sought by the
petitioner, stating precisely the action petitioner wishes the agen-
cy to take the 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

Because the administrative hearing process is designed to for-
mulate 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 13, 111 S. Magnolia Drive
Tallahassee, Florida, 32301
Telephone: 850-488-0114
Fax: 850-921-9533
Dept. of Environmental Protection
Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767
Telephone: 407-894-7555
Fax: 407-897-2966

The complete project file includes the request for permit, tech-
nical evaluation, draft permit, and the information submitted by
the responsible official, exclusive of confidential records under
Section 403-111, F.S. Interested persons may contact Administra-
tor, Title V Section, or the Department's reviewing engineer for
this project, Cindy L. Phillips, P.E. at MS 5505, 2600 Blair Stone
Road, Tallahassee, Florida 32399-2400 or call 850-921-9534, for
additional information.



**SEA RAY BOATS**  
**PRODUCT DEVELOPMENT**  
**& ENGINEERING**

200 SEA RAY DRIVE  
 MERRITT ISLAND, FLORIDA 32953  
 PHONE 321-452-9876

**RECEIVED**

ACCESSORY/RETURN ORDER

NOV 15 2004

BUREAU OF AIR REGULATION

ms# 5505  
 Ship To: Dept of Environmental Protection  
 2600 Blair Stone Road  
 Tallahassee FL 32399-2400  
 Attention: Patty Adams

Date: 11/10/04  
 Ship Via: FED-EX O/N  
 Authorization: Overnight H. Sheppard

QUANTITY	ITEM	UNIT PRICE	TOTAL
1 ea	(Affidavit) Air Permit Letter for Cape Canaveral		
<b>TOTAL</b>			

COMMENT: Need Return Receipt Verification.

R.A.#/AUTHORIZATION

HOW SHIPPED STANDARD FED-EX OVERNIGHT	BILL #	FREIGHT CHARGES \$ 8.52
DATE SHIPPED 11/10/04	SHIPPED BY J. Oake	WEIGHT LETTER 0.10 LBS