

February 18, 1991

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DER-BAQM

Barry Andrews  
Bureau of Air Regulation  
Florida Department of Environmental Regulation  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Re: "Notice of Intent to Issue" Proof of Publication

Dear Mr. Andrews:

Attached is the proof of publication affidavit regarding Wheelabrator North and South Broward's permit numbers - AC-06-186997, AC 06-186998, AC06-187000 and AC 06-187001. The notice was published in the Fort Lauderdale News/Sun Sentinel on February 11, 1991.

Very truly yours,

  
J.R. Wiegner  
Project Manager

582.JRW/sab

cc: T. Kirk  
C. Faller  
M. Meech  
T. Porter  
F. Ferraro  
File 7.20  
02.52

*M. Ruiz  
J. Goldmann, SE Dist  
A. Sandoz, BC NRP*

 **WHEELABRATOR SOUTH BROWARD INC.**



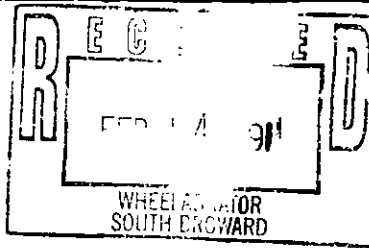
into an ocean

of this stamp,  
along with 25¢  
of additional  
U.S. postage,  
is equivalent to  
the 'F' stamp rate

**BARRY ANDREWS**  
**BUREAU OF AIR REGULATION**  
**FLORIDA DEPARTMENT OF ENVIRONMENTAL REGULATION**  
**Twin Towers Office Building**  
**2600 Blair Stone Road**  
**Tallahassee, FL 32399-2400**



FORT LAUDERDALE NEWS/SUN-SENTINEL  
 PUBLISHED DAILY  
 FORT LAUDERDALE, BROWARD COUNTY, FLORIDA  
 BOCA RATON, PALM BEACH COUNTY, FLORIDA  
 MIAMI, DADE COUNTY, FLORIDA



State of Florida  
 Department of  
 Environmental  
 Regulation  
 Notice of Intent  
 to Issue  
 The Department of Environmental Regulation hereby gives notice of its intent to issue permits to Wheelabrator North Broward, Inc. (Pompano Beach Resource Recovery facility) and Wheelabrator South Broward, Inc. (Fort Lauderdale Resource Recovery facility) to install lime silos and ash dust collection systems. The ash handling systems and the lime silos are equipped with baghouses. The North facility is located at 2700 Hilton Road (NW 48th Street), Pompano Beach and the South facility is located at 4400 South State Road, Fort Lauderdale. Both facilities are in Broward County, Florida. A determination of Best Available Control Technology (BACT) was not required. The Department is issuing this Intent to Issue for the reasons stated in the Technical Evaluation and Preliminary Determination.

STATE OF FLORIDA  
 COUNTY OF BROWARD/PALM BEACH/DADE  
 BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED *[Signature]* WHO ON OATH SAYS THAT HE/SHE IS A DULY AUTHORIZED REPRESENTATIVE OF THE CLASSIFIED DEPARTMENT OF THE FORT LAUDERDALE NEWS/SUN-SENTINEL, DAILY NEWSPAPERS PUBLISHED IN BROWARD/PALM BEACH/DADE COUNTY, FLORIDA THAT THE ATTACHED COPY OF ADVERTISEMENT, BEING A

NOTICE  
 IN THE MATTER OF  
 LIME SILOS

IN THE CIRCUIT COURT, WAS PUBLISHED IN SAID NEWSPAPER IN THE ISSUES OF  
 C, 2/11, 1X

AFFIANT FURTHER SAYS THAT THE SAID FORT LAUDERDALE NEWS/SUN-SENTINEL ARE NEWSPAPERS PUBLISHED IN SAID BROWARD/PALM BEACH/DADE COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPERS HAVE HERETOFORE BEEN CONTINUOUSLY PUBLISHED IN SAID BROWARD/PALM BEACH/DADE COUNTY, FLORIDA, EACH DAY, AND HAVE BEEN ENTERED AS SECOND CLASS MATTER AT THE POST OFFICE IN FORT LAUDERDALE, IN SAID BROWARD 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 SAID NEWSPAPERS.

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to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

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:  
 Department of Environmental Regulation  
 Bureau of Air Regulation  
 2800 Blair Stone Road  
 Tallahassee, Florida 32399-2400  
 Department of Environmental Regulation Southeast District  
 1900 S. Congress Ave., Suite A  
 West Palm Beach, Florida 33406  
 Broward County Office of Natural Resource Protection  
 621 S. Andrews Avenue  
 Ft. Lauderdale, Florida 33301

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative (hearing) under Section 120.57, Florida Statutes.

- The Petition shall contain the following information:
- (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 facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
  - (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and
  - (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.
- If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, 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 decision of the Department with regard

*[Signature]*  
 AUTHORIZED REPRESENTATIVE

SWORN TO AND SUBSCRIBED BEFORE ME THIS 11 DAY OF FEBRUARY A.D. 1991

*[Signature]*  
 (SEAL) NOTARY PUBLIC  
 Notary Public, State of Florida  
 My Commission Expires July 24, 1992  
 Bonded Thru Troy Fair Insurance Inc.