



Wheelabrator South Broward Inc.

A Waste Management Company

4400 South State Road 7
Ft. Lauderdale, FL 33314
(954) 581-6606
(954) 581-6705 Fax

October 28, 2005

CERTIFIED MAIL #7004 2510 0002 1372 3919
Return Receipt Requested

Trina L. Vielhauer,
Chief Bureau of Air Regulation
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road,
Mail Station #5505
Tallahassee, FL 32399 - 2400

RECEIVED

OCT 31 2005

BUREAU OF AIR REGULATION

Re: Wheelabrator South Broward
Draft Title V Permit
Proof of Publication

Dear Trina L. Vielhauer:

Please find enclosed the Wheelabrator South Broward's proof of publication for "Public Notice of Intent to Issue Title V Air Operating Permit". Published in the Sun-Sentinel for one day Saturday, October 22, 2005.

If there are any questions, or if additional information is required, please contact this office at (954) 581-6606.

I, the undersigned, am a responsible official, as defined in Rule 62-210.200, F.A.C., of the Title V source addressed in this submittal. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements and information in this document are true, accurate and complete.

Signature:

Gary M. Collette

Date:

10/28/05

Plant Manager:

Gary M. Collette

Enclosure:

- cc: Juan Maldonado (with enclosure)
- Matt Killeen (without enclosure)
- Tim Porter (without enclosure)
- File: 3.7.3 (with enclosure)
- 5.1.3.2 (without enclosure)



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

STATE OF FLORIDA
COUNTY OF BROWARD/PALM BEACH/MIAMI DADE
BEFORE THE UNDERSIGNED AUTHORITY, PERSONALLY APPEARED

Shelly A Houck WHO, ON OATH, SAYS THAT
HE/SHE IS A DULY AUTHORIZED REPRESENTATIVE OF THE CLASSIFIED
DEPARTMENT OF THE SUN-SENTINEL, DAILY NEWSPAPER PUBLISHED
IN BROWARD/PALM BEACH/MIAMI DADE COUNTY, FLORIDA, AND THAT THE
ATTACHED COPY OF ADVERTISEMENT, BEING A:

DRAFT TITLE V

IN THE MATTER OF:

PERMIT NO. 0112119-009-AV

IN THE CIRCUIT COURT, WAS PUBLISHED IN SAID NEWSPAPER IN THE
ISSUES OF:

10/22,1X

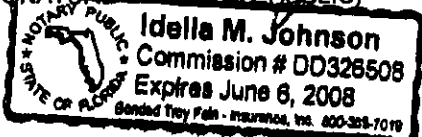
12587963

AFFIANT FURTHER SAYS THAT THE SAID SUN-SENTINEL IS A NEWSPAPER
PUBLISHED IN SAID BROWARD/PALM BEACH/MIAMI DADE COUNTY, FLORIDA,
AND THAT THE SAID NEWSPAPER HAS HERETOFORE BEEN CONTINUOUSLY
PUBLISHED IN SAID BROWARD/PALM BEACH/MIAMI DADE COUNTY, FLORIDA,
EACH DAY, AND HAS 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
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
NEWSPAPER.

Shelly A Houck
(SIGNATURE OF AFFIANT)

SWORN TO AND SUBSCRIBED BEFORE ME
ON: 22-October, 2005, A.D.

Idella M. Johnson
(SIGNATURE OF NOTARY PUBLIC)



(NAME OF NOTARY, TYPED, PRINTED, OR STAMPED)

PERSONALLY KNOWN OR

PRODUCED IDENTIFICATION _____

Department of Environmental Protection
DRAFT Title V
Air Operation Permit No. 0112119-009-AV
Wheelabrator South Broward, Inc.
South Broward Waste-to-Energy Facility
Broward County

Applicant: The applicant for this permit is Wheelabrator South Broward, Inc., 4400 South State Road 7, Ft. Lauderdale, Broward County, Florida.

Facility Location: The applicant operates the South Broward Waste-to-Energy Facility, which is located at 4400 South State Road 7, Ft. Lauderdale, Broward County, Florida.

Project: The applicant submitted an application for a Title V Air Operation Permit (Permit). This facility consists of three municipal solid waste combustors (Unit Nos. 1, 2 and 3) with auxiliary burners, lime storage and processing facilities, a metals recovery area, ash storage and processing facilities, a cooling tower, and ancillary support equipment. The nominal (generator nameplate) electric generating capacity of the facility is 67.6 megawatts (MW), which is sold to the local utility. Also included in this permit are miscellaneous insignificant emissions units and/or activities.

Each of the combustor units at the facility includes an acid gas, air toxics, and particulate emissions control system consisting of a lime spray dryer and baghouse. Nitrogen Oxides are controlled by an ammonia injection system that operates under the principle of selective non-catalytic reduction (SNCR).

The facility was originally permitted pursuant to the rules for the Prevention of Significant Deterioration of Air Quality (PSD). It is subject to the Emission Guidelines for Large Municipal Waste Combustors pursuant to 40 CFR 60, Subpart Cb. Subpart Cb includes extensive continuous monitoring requirements. Additional Compliance Assurance Monitoring (CAM) plans were not required.

Permitting Authority: Applicants for Title V air operation permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, and 62-213 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and an air permit is required to operate the facility. The Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination regarding this project. The Permitting Authority's mailing address is: 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850-488-0114 and facsimile 850-922-6979.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 AM to 5:00 PM, Monday through Friday (except legal holidays), at address indicated above for the Permitting Authority. The complete project file includes the DRAFT Permit, the Statement of Basis, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may view the DRAFT Permit and file electronic comments by visiting the following website: <http://www.dep.state.fl.us/air/products/ards/>. A copy of the complete project file is also available at the Southeast District Office at 400 North Congress Avenue, West Palm Beach, Florida 33416-5425 (Telephone: 561-681-6400).

Notice of Intent to Issue A Permit: The Permitting Authority gives notice of its intent to issue a permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the facility will not adversely impact air quality and that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-256, 62-257, 62-281, 62-296, and 62-297, F.A.C. The Permitting Authority will issue a PROPOSED Permit and Subsequent FINAL Permit in accordance with the conditions of the DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the DRAFT Permit for a period of thirty (30) days from the date of publication of this Public Notice. Written comments must be post-marked and all e-mail or facsimile comments must be received by the close of business (5 PM) on or before the end of this 30-day period by the Permitting Authority at the above address, email or facsimile. As part of his or her comments, any person may also request that the Permitting Authority hold a public meeting on this permitting action. If the Permitting Authority determines there is sufficient interest for a public meeting, it will publish notice of the time, date, and location on the Department's official web site for notices at <http://thora6.dep.state.fl.us/onw> and in a newspaper of general circulation in the area affected by the permitting action. For additional information, contact the Permitting Authority at the above address or phone number. If written comment or comments received at a public meeting result in a significant change to the DRAFT Permit, the Permitting Authority shall reissue a Revised DRAFT Permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

Petitions: A person whose substantial interests are affected by the 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 with (received by) the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-03000. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen (14) days of publication of this Public Notice or receipt of a written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Permitting Authority for notice of agency action may file a petition within fourteen (14) 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, F.A.C.

A petition that disputes the material facts on which the Permitting Authority'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 rights will be affected by the agency determination; (c) A statement of how and when the 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 state; (e) A concise statement of all 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 the 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 Permitting Authority'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, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Permitting Authority's final action may be different from the position taken by it in this Public Notice of intent. Persons whose substantial interests will be affected by any such final decision of the Permitting Authority on the application have the right to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation: Mediation is not available for this proceeding.

Objections: In addition to the above right to petition, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within sixty (60) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to the issuance of any Title V air operation permit. Any petition shall be based only on objections to the Permit that were raised with reasonable specificity during the thirty (30) day public comment period provided in the Public Notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within this comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460. For more information regarding EPA review and objections, visit EPA's Region 4 website at <http://www.epa.gov/region4/air/permits/Florida.htm>.

October 22, 2005

SUN SENTINEL PAYMENT RECEIPT Receipt No:

Customer: WHEELABRATOR Ad Number: 12587963
 Sys No: 346278 Acct No: 008543905 Phone: 9545816606
 Insertions: 1
 Insert Dates: 10/22/2005

Class: 745; MISCELLANEOUS Size: 3 x 137.00

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 Amount Paid: 778.79 Amount Owed: 0
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