


Florida Department of Environmental Protection

Memorandum

TO: Trina Vielhauer, Bureau of Air Regulation
THRU: Al Linero, Air Permitting South
FROM: Jeff Koerner, Air Permitting South 
DATE: April 25, 2005
SUBJECT: Permit No. 0250314-005-AC
Extension of Permit Expiration Date
Miami-Dade WSD – Alexander Orr, Jr. Water Treatment Plant
Three Gas-Fired Engine Pump Sets and One Standby Diesel Generator

On October 3, 2002, the Department issued Permit No. 0250314-005-AC to construct three gas-fired engine pump sets and one standby diesel generator. In Project No. 0250314-007-AC, the Department extended the expiration date of this permit from December 31, 2003 to August 7, 2005. Although much of the equipment is on site and construction is nearly 80% complete, the project continues to be delayed due to contractor problems. The Assistant Director of the plant requests an extension to August 7, 2008.

A 3-year extension is not reasonable considering only 20% of the work remains. In addition, the plant has a pending project to install new standby generators and replace existing Pump 5, which includes a PSD netting analysis for all recently installed equipment. It is likely that the equipment authorized in Permit No. 0250314-005-AC will be “re-permitted” as part of this new project. Therefore, I have attached a letter for your approval and signature for a 1-year extension to August 7, 2006.

Day 74 of the processing clock is June 27, 2005. I recommend your approval and signature.

Attachments



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Colleen M. Castille
Secretary

April 25, 2005

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Jorge S. Rodriguez, P.E.
Miami-Dade Water and Sewer Department
P.O. Box 330316
Miami, FL 33233

Re: Permit No. 0250314-005-AC
Extension of Permit Expiration Date
Miami-Dade WASH – Alexander Orr, Jr. Water Treatment Plant
Three Gas-Fired Engine Pump Sets and One Standby Diesel Generator
Dade County, Florida

Dear Mr. Rodriguez:

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Determination: The expiration date is hereby extended from August 7, 2005 to August 7, 2006. This permitting action does not authorize any new construction. A copy of this letter shall be filed with the referenced permit and shall become part of the permit. This permitting decision is issued pursuant to Chapter 403, Florida Statutes.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, and 62-212 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 perform the proposed work. The Department of Environmental Protection's Bureau of Air Regulation is the Permitting Authority responsible for making a determination for this project. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida 32301. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/488-0114.

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

"More Protection, Less Process"

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Agency Clerk in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by the applicant or any of the parties listed below must be filed within fourteen (14) days of receipt of this Written Notice of Intent to Issue Air Permit. 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 the attached Public Notice or within fourteen (14) days of receipt of this Written Notice of Intent to Issue Air Permit, 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 interests will be affected by the agency determination; (c) A statement of how and when each 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 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 Written Notice of Intent to Issue Air Permit. Persons whose substantial interests will be affected by any such final decision of the Permitting Authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation: Mediation is not available in this proceeding.

Effective Date: This permitting decision is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition pursuant to Rule 62-110.106, F.A.C., and the petition conforms to the content requirements of Rules 28-106.201 and 28-106.301, F.A.C. Upon timely filing of a petition or a request for extension of time, this action will not be effective until further order of the Department.

Judicial Review: Any party to this permitting decision (order) has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within thirty (30) days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.

Trina Vielhauer

Trina Vielhauer, Chief
Bureau of Air Regulation

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this order was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on 4/26/05 to the persons listed:

- cc: Mr. Richard O'Rourke, P.E., Miami-Dade WASD
- Mr. Laxmana Tallam, P.E., SED Office
- Ms. Mallika Muthiah, P.E., Miami-Dade DERM

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

Mary J. Anthony
(Clerk)

4/26/05
(Date)



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Colleen M. Castille
Secretary

April 25, 2005

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Three Gas-Fired Engine Pump Sets and One Standby Diesel Generator
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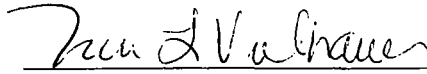
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Clerk Stamp

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(Clerk)

4/26/05
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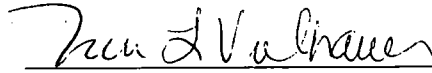
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Trina Vielhauer, Chief
Bureau of Air Regulation

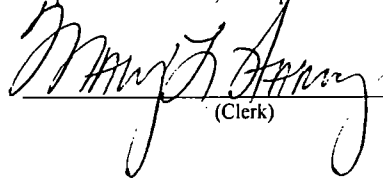
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(Clerk)

4/26/05
(Date)



Miami-Dade Water and Sewer Department
P. O. Box 330316 • 3071 SW 38th Avenue
Miami, Florida 33233-0316
T 305-665-7471

RECEIVED

APR 15 2005

miamidade.gov

April 11, 2005

BUREAU OF AIR REGULATION

Certified Mail: 7001 0360 0001 6783 0653
Return Receipt

- ADA Coordination
- Agenda Coordination
- Art in Public Places
- Audit and Management Services
- Aviation
- Building Code Compliance
- Building
- Business Development
- Capital Improvements
- Citizen's Independent Transportation Trust
- Communications
- Community Action Agency
- Community & Economic Development
- Community Relations
- Consumer Services
- Corrections & Rehabilitation
- Countywide Healthcare Planning
- Cultural Affairs
- Elections
- Emergency Management
- Employee Relations
- Enterprise Technology Services
- Environmental Resources Management
- Fair Employment Practices
- Finance
- Fire Rescue
- General Services Administration
- Historic Preservation
- Homeless Trust
- Housing Agency
- Housing Finance Authority
- Human Services
- Independent Review Panel
- International Trade Consortium
- Juvenile Assessment Center
- Medical Examiner
- Metropolitan Planning Organization
- Park and Recreation
- Planning and Zoning
- Police
- Procurement Management
- Property Appraiser
- Public Library System
- Public Works
- Safe Neighborhood Parks
- Seaport
- Solid Waste Management
- Strategic Business Management
- Team Metro
- Transit
- Urban Revitalization Task Force
- Vizcaya Museum and Gardens
- Water and Sewer

Mr. Alvaro Linero, P.E.
Administrator, New Source Review Section
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

RE: Request for Minor Modification, Extension of Air Construction Permit No. 0250314-005-AC, Alexander Orr, Jr. Water Treatment Plant, Three Natural Gas Engine Pump Sets and One Diesel Fueled Standby Generator

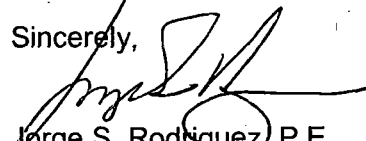
Dear Mr. Linero:

The Miami-Dade Water and Sewer Department (MDWASD) respectfully requests a minor modification to extend the construction deadline of the referenced permit to August 7, 2008.

The installation of the three pump engines and emergency generator under the referenced permit at the Alexander Orr, Jr. WTP is currently stalled due to contractor problems and related proceedings. MDWASD hopes to complete the renegotiation of the contracts soon and proceed with the installation of the emergency generator and pump engines no. 3 and 4. Those emission units are approximately 80% complete but are not expected to be complete by the current expiration date of August 7, 2005. In order to ensure reliable water supply pressure, the installation of pump engine no. 5 cannot begin until pump engines no. 3 and 4 are operational. In this regard, MDWASD also respectfully requests authorization to operate these emission units (nos. 018, 019 and 23) upon completion.

As the designated Responsible Official of this facility, I certify this request to be true, accurate, and complete based upon information and belief formed after reasonable inquiry. Please contact me at (786) 552-8112 or Mr. Richard M. O'Rourke, P.E. at (786) 552-8123 if there are any questions regarding this request.

Sincerely,


Jorge S. Rodriguez P.E.
Assistant Director - Water

JSR/BMG/RMO/jrp

c: L. Tallam, FDEP/SED
J. Koerner, FDEP/TAL
M. Muthiah, MD-DERM

Delivering Excellence Every Day

Emailed 4-13-05 (Rec'd)



Miami-Dade Water and Sewer Department
P. O. Box 330316 • 3071 SW 38th Avenue
Miami, Florida 33233-0316
T 305-665-7471

miamidade.gov

- ADA Coordination
- Agenda Coordination
- Art in Public Places
- Audit and Management Services
- Aviation
- Building Code Compliance
- Building
- Business Development
- Capital Improvements
- Citizen's Independent Transportation Trust
- Communications
- Community Action Agency
- Community & Economic Development
- Community Relations
- Consumer Services
- Corrections & Rehabilitation
- Countywide Healthcare Planning
- Cultural Affairs
- Elections
- Emergency Management
- Employee Relations
- Enterprise Technology Services
- Environmental Resources Management
- Fair Employment Practices
- Finance
- Fire Rescue
- General Services Administration
- Historic Preservation
- Homeless Trust
- Housing Agency
- Housing Finance Authority
- Human Services
- Independent Review Panel
- International Trade Consortium
- Juvenile Assessment Center
- Medical Examiner
- Metropolitan Planning Organization
- Park and Recreation
- Planning and Zoning
- Police
- Procurement Management
- Property Appraiser
- Public Library System
- Public Works
- Safe Neighborhood Parks
- Seaport
- Solid Waste Management
- Strategic Business Management
- Team Metro
- Transit
- Urban Revitalization Task Force
- Vizcaya Museum and Gardens
- Water and Sewer

April 11, 2005

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Dear Mr. Linero:

The Miami-Dade Water and Sewer Department (MDWASD) respectfully requests a minor modification to extend the construction deadline of the referenced permit to August 7, 2008.

The installation of the three pump engines and emergency generator under the referenced permit at the Alexander Orr, Jr. WTP is currently stalled due to contractor problems and related proceedings. MDWASD hopes to complete the renegotiation of the contracts soon and proceed with the installation of the emergency generator and pump engines no. 3 and 4. Those emission units are approximately 80% complete but are not expected to be complete by the current expiration date of August 7, 2005. In order to ensure reliable water supply pressure, the installation of pump engine no. 5 cannot begin until pump engines no. 3 and 4 are operational. In this regard, MDWASD also respectfully requests authorization to operate these emission units (nos. 018, 019 and 23) upon completion.

As the designated Responsible Official of this facility, I certify this request to be true, accurate, and complete based upon information and belief formed after reasonable inquiry. Please contact me at (786) 552-8112 or Mr. Richard M. O'Rourke, P.E. at (786) 552-8123 if there are any questions regarding this request.

Sincerely,


Jorge S. Rodriguez, P.E.
Assistant Director - Water

JSR/BMG/RMO/jrp

c: L. Tallam, FDEP/SED
J. Koerner, FDEP/TAL
M. Muthiah, MD-DERM

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