



RECEIVED

JUL 11 2011

BUREAU OF
AIR REGULATION

July 6, 2011

103-87579

Mr. David L. Read
Engineering Specialist
Special Projects Section
Bureau of Air Regulations
Florida Department of Environmental Protection
2600 Blair Stone Road, MS # 5505
Tallahassee, FL 32399

**RE: PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT MODIFICATION
PROOF OF PUBLICATION
DRAFT AIR PERMIT NO. 0930104-018-AC (PSD-FL-382A)
OKEECHOBEE LANDFILL INC.
LANDFILL GAS TO ENERGY PROJECT PERMIT MODIFICATION**

Dear Mr. Read:

On behalf of Waste Management, Inc., Golder Associates is notifying the Florida Department of Environmental Protection (FDEP) that a Public Notice of Intent to Issue Air Permit Modification No. 0930104-018-AC/PSD-382A was published in the Okeechobee News on June 29, 2011. Pursuant to Rule 62-110.106(5) and (9), F.A.C., the enclosed affidavit serves as proof of publication to the FDEP.

Should you have any questions regarding the enclosed affidavit, please call the undersigned at (352) 336-5600.

Sincerely,

GOLDER ASSOCIATES INC.

Veronica K. Figueroa, EI
Staff Engineer

Sal Mohammad
Senior Project Engineer

cc: Mr. Dave Thorley – Waste Management, Inc.
Mr. Jim Christiansen – Waste Management, Inc.

Enclosure: Public Notice of Intent to Issue Air Permit Modification Affidavit

c:\users\vfigueroa\desktop\okeechobee landfill\final\10387579-proof of publication.docx

Golder Associates Inc.
5100 W. Lemon Street, Suite 208
Tampa, FL 33609 USA
Tel: (813) 287-1717 Fax: (813) 287-1716 www.golder.com



Golder Associates: Operations in Africa, Asia, Australasia, Europe, North America and South America

Golder, Golder Associates and the GA globe design are trademarks of Golder Associates Corporation



INDEPENDENT NEWSPAPERS

OKEECHOBEE NEWS

107 S.W. 17th Street, Suite D, Okeechobee, FL 34974

(863) 763-3134

RECEIVED

JUL 11 2011

STATE OF FLORIDA
COUNTY OF OKEECHOBEE

BUREAU OF
AIR REGULATION

Before the undersigned authority personally appeared Tom Byrd, who on oath says he is Publisher of the Okeechobee News, a three times a week Newspaper published at Okeechobee, in Okeechobee County, Florida, that the attached copy of advertisement being a Public Notice

in the matter of intent to issue permit

in the 19th Judicial District of the Circuit Court of Okeechobee County, Florida, was published in said newspaper in the issues of

6/29/11

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

Tom Byrd

Sworn to and subscribed before me this

5th day of July 2011 AD

Notary Public, State of Florida at Large

NOTARY PUBLIC-STATE OF FLORIDA
Angie Bridges
Commission # DD779718
Expires: APR. 20, 2012
BONDED THRU ATLANTIC BONDING CO., INC.

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT MODIFICATION

Florida Department of Environmental Protection
Division of Air Resource Management, Bureau of Air Regulation
Draft Permit Modification No. 0930104-018-AC! PSD-FL-382A

Okeechobee Landfill, Inc.
Okeechobee County, Florida

Applicant: The applicant for this project is Okeechobee Landfill, Inc. The applicant's authorized representative and mailing address is: Tim Hawkins, Vice President, South Area, Waste Management, Inc. of Florida, 2700 Wiles Road, Pompano Beach, Florida 33073.

Facility Location: The Okeechobee Landfill (OL) is located in Okeechobee County at 10800 Northeast 128th Avenue, Okeechobee, Florida.

Project: This project is to modify certain conditions of air construction permit No. 0930104-014-AC / PSD-382 originally issued on April 19, 2010 pursuant to the rules for the Prevention of Significant Deterioration of Air Quality (PSD). The original permitted project involves the construction and installation of the following equipment for a Landfill Gas-to-Energy (LPGTE) plant to process and combust up to 13,500 standard cubic feet per minute of LFG at the OL: a LFG desulfurization plant (GDP) to remove hydrogen sulfide from the LFG; one (1) gas-fueled 15 megawatt (MW) Solar Titan 130 combustion turbine-electrical generator (CTG); three LFG-fueled 3.5 MW Solar Centaur 40 CTG; and five open flares. The original project review included a determination of Best Available Control Technology (BACT) pursuant to the PSD rules. There are no emissions increases as a result of this permit modification and a new ambient air quality analysis and BACT review are not required. The details regarding the original permitting action and the present request are available at the following web site:

www.dep.state.fl.us/Air/Emissions/Construction/okeechobee.htm

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, F.A.C. The proposed project is not exempt from air permitting requirements and an air permit modification is required to proceed with the proposed work. The Florida Department of Environmental Protection's Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination for this project. The Bureau of Air Regulation's physical address is 111 South Magnolia Drive, Suite 4, Tallahassee, Florida and the mailing address is 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Bureau of Air Regulation's phone number is 850/717-9000.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at address indicated above for the Permitting Authority. The complete project file includes the Draft Permit Modification, the addendum to the original Technical Evaluation and Preliminary Determination, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Permitting Authority project review engineer for additional information at the address and phone number listed above; in addition, electronic copies of these documents are available at the web site given above.

Notice of Intent to Issue Air Permit Modification: The Permitting Authority gives notice of its intent to issue an air permit modification to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the proposed equipment will not adversely impact air quality and that the project will comply with all applicable provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a Final Permit Modification in accordance with the conditions of the proposed Draft Permit Modification unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the proposed Draft Permit Modification for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the Permitting Authority by close of business (5:00 p.m.) on or before the end of this 14-day period. If timely received comments result in a significant change to the Draft Permit Modification, the Permitting Authority shall revise the Draft Permit Modification 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, 3900 Commonwealth Boulevard, Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2241; Fax: 850/245-2303). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 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 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 (in a proceeding initiated by another party) 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 when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact; (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 including an explanation of how the alleged facts relate to the specific rules or statutes; 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 to Issue Air Permit Modification. 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.
390730 ON 6/29/2011