



Okeechobee Landfill, Inc.  
10800 NE 128<sup>th</sup> Street  
Okeechobee, FL 34972

October 27, 2006

**RECEIVED**

OCT 30 2006

Florida Department of Environmental Protection  
Attn: Mr. Al Linero, Administrator  
2600 Blair Stone Road, MS-5505  
Tallahassee, FL 32399-2400

BUREAU OF AIR REGULATION

**Subject: Withdrawal of Application for Revised Title V Operating Permit  
Application No. 1270-1  
Facility Identification Number 0930104 (Site Name: Berman  
Road Landfill)  
Okeechobee Landfill, Okeechobee, FL**

Dear Mr. Linero:

Okeechobee Landfill Inc. requests the withdrawal of the permit application for the modification of Title V Operating Permit that was submitted on July 28, 2006. Application No. 1270-1 was for concurrent processing of a PSD construction permit application and a revised Title V operating permit application. Okeechobee Landfill Inc. is withdrawing the Title V operating permit modification to expedite your department's processing and issuance of the PSD construction permit application.

Sincerely,

Mike Stallard  
Director, Landfill Operations

Cc: Theresa Heron, FDEP  
Joe Fasulo, OLI  
Michelle Lersh, WMF  
David Thorley, WMI  
Kris Alzheimer, P.E., Shaw  
Bruce Maillet, Shaw  
Kelly Fagan, Shaw

*Patty*

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

OLEANDER POWER PROJECT, L.P.,

Petitioner,

v.

DEPARTMENT OF ENVIRONMENTAL  
PROTECTION,

Respondent.

OGC No. 06-2146  
DEP Permit No. 0090180-003-AC  
PSD-FL-377

**ORDER GRANTING REQUEST FOR EXTENSION  
OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the Florida Department of Environmental Protection (FDEP) upon receipt of a request made by Petitioner, Oleander Power Project, L.P., to grant an extension of time to file a petition for an administrative hearing to allow time to discuss with FDEP several specific permit conditions for its facility in Brevard County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until **November 27, 2006**, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 17<sup>th</sup> day of October, 2006, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



JACK CHISOLM, Deputy General Counsel  
3900 Commonwealth Boulevard MS - 35  
Tallahassee, Florida 32399-3000  
850/245-2242 facsimile 850/245-2302

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via  
 U. S. Mail  facsimile  **ONLY**, this \_\_\_\_ day of October, 2006, to:

Angela R. Morrison  
HOPPING GREEN & SAMS, P.A.  
Post Office Box 6526  
Tallahassee, FL 32314

Facsimile: 850/224-8551

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



Patricia E. Comer, Assistant General Counsel  
FL Bar 0224146

3900 Commonwealth Boulevard - MS 35  
Tallahassee, Florida 32399-3000  
850/245-2242 Facsimile: 850/245-2302

with a courtesy copy via electronic mail to:

Trina L. Vielhauer - Chief, Bureau of Air Regulation  
Cindy Mulkey – Engineering Specialist, Bureau of Air Regulation