

Windy

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PINELLAS COUNTY,
Petitioner,

vs.

OGC CASE NO. 99-1816

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

_____ /

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

This cause has come before the Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner, Pinellas County, to grant an extension of time to file a petition for an administrative hearing on Application No. 1030017-002-AV. See Exhibit 1.

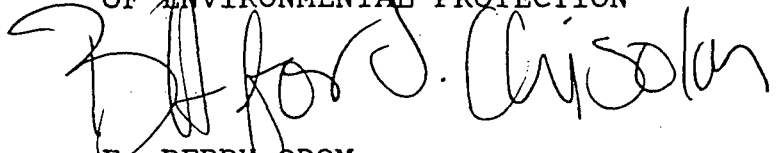
Respondent, State of Florida Department of Environmental Protection, has no objection to it. Therefore,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until December 15, 1999, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Mail Station 35, Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 3rd November day of ~~October~~, 1999, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



F. PERRY ODOM
General Counsel

Douglas Building, MS #35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314

CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to:

David S. Dee, Esq.
310 West College Avenue
Tallahassee, Florida 32301

on this 3rd day of November, 1999.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



W. DOUGLAS BEASON
Assistant General Counsel
Florida Bar No. 379239

Mail Station 35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PINELLAS COUNTY,

Petitioner,

v.

DEP Draft Permit No. 1030017-002-AV
Facility ID No. 1030017

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

PINELLAS COUNTY'S REQUEST FOR
EXTENSION OF TIME TO FILE COMMENTS AND PETITION

Petitioner, Pinellas County (the "County"), respectfully requests the Department of Environmental Protection ("Department") to grant the County an extension of time to file comments concerning the Department's draft Title V air operation permit for the County's Resource Recovery Facility (DEP Permit No. 1030017-002-AV) (the "Draft Permit"). The County, pursuant to Rule 28-106.111(3), Florida Administrative Code, also requests an extension of time to file a petition for a formal administrative hearing concerning the Draft Permit. In support of this request, the County says:

1. The County is the applicant for a Title V air operation permit for the County's Resource Recovery Facility (the "Facility"), which is located at 3001 110th Avenue North, St. Petersburg, Florida.

2. On October 1, 1999, the Department distributed its "Intent to Issue Title V Air Operation Permit" and the Draft Permit for the Facility. As the applicant for the Draft Permit, the City is affected by the Department's proposed action.

3. The Draft Permit is extremely lengthy. The County needs a reasonable opportunity to carefully review the Draft Permit with its staff, its consultants, and the company that operates the Facility.

4. The County requests a 60-day extension of time to evaluate the Draft Permit and to prepare any comments that it may have concerning the Draft Permit.

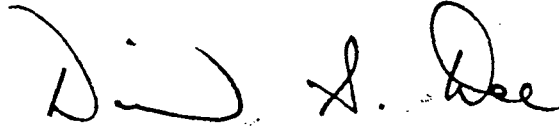
5. In addition, although the County does not expect to file a petition for a formal administrative hearing concerning the Draft Permit, the County requests a 90-day extension of time to evaluate the provisions in the Draft Permit before the County waives its rights to a hearing.

6. Petitioner's counsel has attempted to discuss this request with the Department's counsel, Mr. Douglas Beason, but has been unable to reach Mr. Beason.

WHEREFORE, the City requests the Department to grant (a) a 60-day extension of time to file comments concerning the Draft Permit; and (b) a 90-day extension of time to file a petition for a formal administrative hearing concerning the Draft Permit.

Respectfully submitted this 25th day of October, 1999.

LANDERS & PARSONS



DAVID S. DEE

Florida Bar No. 281999

310 West College Avenue (32301)

Post Office Box 271

Tallahassee, Florida 32302

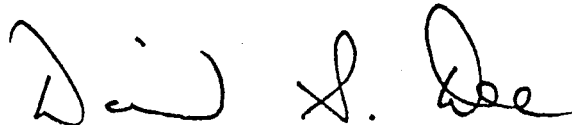
Phone: 850/681-0311

FAX: 850/224-5595

ATTORNEYS FOR PINELLAS COUNTY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that an original and one copy of the foregoing was furnished by hand-delivery to the CLERK'S OFFICE, Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, Room 633B, Tallahassee, Florida 32399; and a copy to Douglas Beason, Department of Environmental Protection, Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, on this 25th day of October, 1999.



Attorney