



UNITED STATES
SUGAR
CORPORATION

111 Ponce de Leon Ave.
Clewiston, Florida 33440

Via UPS Next Day

August 3, 2010

Mr. Jeffrey Koerner, P.E.
Florida Dept. of Environmental Protection
Div. of Air Resource Management
New Source Review Section
2600 Blair Stone Road, MS-5500
Tallahassee, FL 32399-2400

RECEIVED
AUG 04 2010
BUREAU OF
AIR REGULATION

Dear Mr. Koerner:

Enclosed please original documents for affidavit of publication of the Public Notice Intent to issue a renewal air permit. The Public Notice was published both in the Clewiston News and the Glades County Democrat on July 1, 2010.

If you have any questions, please feel free to call me at (863) 902-3186.

Sincerely,
United States Sugar Corporation

Keith Tingberg
Environmental Manager
Sugar Manufacturing

Enclosures (2)

Glades County Democrat

Published Weekly

Moore Haven, Florida

AFFIDAVIT OF PUBLICATION

State of Florida
County of Glades

Before the undersigned authority, personally appeared Judy Kasten, who on oath says she is the Advertising Director of the Glades County Democrat, a weekly newspaper published at Moore Haven in Glades County, Florida, that the attached copy of advertisement being a Public Notice

in the matter Intent to issue air permits

in the 20th Judicial District of the circuit court, was published in said newspaper in the issue(s) of 7/1/10

Affiant further says that the said Glades County Democrat is a newspaper published at Moore Haven, in said Glades County, continuously published in said Glades County, Florida, each week, and has been entered as periodicals matter at the post office in Moore Haven, in said Glades County, Florida, for a period of one year next preceding the first publication 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.

Judy Kasten
Judy Kasten
Sworn to and subscribed before me this 18th day of July, 2010

Angie Bridges
Notary Public

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

RECEIVED
AUG 04 2010
BUREAU OF
AIR REGULATION

RECEIVED

AUG 04 2010

BUREAU OF AIR REGULATION

The Clewiston News

Published Weekly

Clewiston, Florida

AFFIDAVIT OF PUBLICATION

State of Florida
County of Hendry

Before the undersigned authority, personally appeared Judy Kasten, who on oath says she is the Advertising Director of the Clewiston News, a weekly newspaper published at Clewiston in Hendry County, Florida, that the attached copy of advertisement being a

in the matter Intent to issue Air Permits

in the 20th Judicial District of the circuit court, was published in said newspaper in the issue(s) of 7/1/10

Affiant further says that the said Clewiston News is a newspaper published at Clewiston, in said Hendry County, continuously published in said Hendry County, Florida, each week, and has been entered as periodicals matter at the post office in Clewiston, in said Hendry County, Florida, for a period of one year next preceding the first publication 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.

Judy Kasten
Judy Kasten

Sworn to and subscribed before me this 1st day of July, 2010

Angie Bridges
Notary Public

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 PERMITS

Florida Department of Environmental Protection
Notice of Intent to Issue Air Permits
United States Sugar Corporation
Clewiston Sugar Mill and Refinery
Draft/Proposed Permit No. 0510003-032-AV
Draft/Proposed Title V Air Operation Permit Renewal
Draft Permit No. 0510003-031-AC
Draft Air Construction Permit Revision

Applicant: The applicant for this project is the United States Sugar Corporation. The applicant's responsible official is Mr. Neil Smith, Vice President and General Manager of Sugar Processing Operations. The applicant's mailing address is: Clewiston Sugar Mill and Refinery, United States Sugar Corporation, 11 1 Ponce DeLeon Avenue, Clewiston, Florida 33440.

Location: The United States Sugar Corporation operates the existing Clewiston sugar mill and refinery, which is located in Hendry County at the intersection of W.C. Owens Avenue and State Road 832 in Clewiston, Florida.

Project: Sugarcane is harvested from adjacent, neighboring and remote fields in Glades, Hendry, Martin and Palm Beach counties and transported to the mill by train. In the mill, sugarcane is cut into small pieces and processed in a series of presses to squeeze juice from the cane. The juice undergoes clarification, separation, evaporation, and crystallization to produce raw, unrefined sugar. In the refinery, raw sugar is decolorized, concentrated, crystallized, dried, conditioned, screened, packaged, stored, and distributed as refined sugar. The fibrous byproduct remaining from the sugarcane is called bagasse and is burned as boiler fuel to provide steam and heating requirements for the mill and refinery. Molasses is also produced as a byproduct. Molasses is stored and processed into an animal feed product for sale.

The primary sources of air pollution consist of five industrial boilers (1, 2, 4, 7 and 8) that fire bagasse as the primary fuel and distillate oil as a startup and supplemental fuel. Boilers 7 and 8 are also permitted to fire wood chips as an auxiliary fuel. Emissions of sulfur dioxide are minimized by the use of low sulfur fuels. Particulate matter emissions from Boilers 1, 2 and 4 are controlled by wet impingement scrubbers. Particulate matter emissions from Boilers 7 and 8 are controlled by cyclones followed by electrostatic precipitators. The largest boiler, Boiler 8, uses a selective non-catalytic reduction system with urea injection to reduce emissions of nitrogen oxides.

United States Sugar Corporation submitted an application to renew the Title V air operation permit for the existing Clewiston sugar mill and refinery, which incorporates subsequent air construction permits. The project also includes the concurrent processing of an air construction permit revision for several underlying conditions including the: removal of obsolete emissions standards, testing and monitoring requirements; removal of several conditions related to higher sulfur oil since all units now fire low sulfur distillate oil; reductions of the maximum permitted steam production and heat input rates for Boilers 1, 2 and 4 based on actual capacities; removal of obsolete test requirements for Boilers 1 and 2; removal of redundant steam production caps for Boilers 4 and 7; revisions of the wet scrubber monitoring requirements for Boiler 4; modification of the general good combustion practices and startup and shutdown procedures for Boiler 4; change in the frequency for sampling and analysis of wood chips for Boilers 7 and 8; reduce the test frequency for sulfur dioxide to before renewal of the operation permit; and revision of the visible emissions test frequency for the lime unloading system.

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.). Applications for Title V air operation permits are subject to review in accordance with the provisions of Chapter 403, F.S. and Chapters 62-4, 62-210 and 62-213, F.A.C. The projects are not exempt from the permitting procedures for air construction or Title V air operation permits. 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 32301 and the mailing address is 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Bureau of Air Regulation's phone number is 850/488-0114.

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 the physical address indicated above for the Permitting Authority. The complete project file includes the Draft/Proposed Permits, the Technical Evaluation and Preliminary Determination, the Statement of Basis, the application and information submitted by the applicant (exclusive of confidential records under Section 403.111, F.S.). Interested persons may contact the Permitting Authority's project engineer for additional information at the address and phone number listed above. In addition, electronic copies of these documents are available on the following web site: <http://www.dep.state.fl.us/air/permits/aps/default.asp>.

Notice of Intent to Issue Air Permits: The Permitting Authority gives notice of its intent to issue a draft/proposed Title V air operation permit renewal and a concurrent draft air construction permit revision for the projects 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 applicable provisions of Chapters 62-4, 62-210, 62-212, 62-213, 62-296 and 62-297, F.A.C. The permitting authority will issue final permits in accordance with the conditions of the draft/proposed permits unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comments 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 draft air construction permit and the draft/proposed Title V air operation permit for a period of 30 days from the date of publication of the Public Notice. Written comments received must be post-marked by the Permitting Authority at the above address by 5:00 p.m. on or before the end of the 30-day period. As part of his or her comments, any person may also request that the Permitting Authority hold a public meeting on the permitting actions. If the Permitting Authority determines there is sufficient interest for a public meeting, it will publish notice of the time, date, and location in the Florida Administrative Weekly (<http://law.dos.state.fl.us/>) 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 comments or petitions received at a public meeting result in a significant change to the draft permits, the Permitting Authority will issue 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 32399-3000. 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 rights will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (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 Permits. 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.

EPA Review: EPA has agreed to treat the draft Title V air operation permit as a proposed Title V air operation permit and to perform its 45-day review provided by the law and regulations concurrently with the public comment period. Although EPA's 45-day review period will be performed concurrently with the public comment period, the deadline for submitting a citizen petition to object to the EPA Administrator will be determined as if EPA's 45-day review period is performed after the public comment period has ended. The final Title V air operation permit will be issued after the conclusion of the 45-day EPA review period so long as no adverse comments are received that result in a different decision or significant change of terms or conditions. The status regarding EPA's 45-day review of this project and the deadline for submitting a citizen petition can be found at the following website address: <http://www.epa.gov/region4/air/permits/Florida.htm>.

Objections: Finally, pursuant to 42 United States Code (U.S.C.) Section 7661 d(b)(2), any person may petition the Administrator of the EPA within 60 days of the expiration of the Administrator's 45-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 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 the 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 the 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 web site at <http://www.epa.gov/region4/air/permits/Florida.htm>.
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PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMITS

**Florida Department of Environmental Protection
Notice of Intent to Issue Air Permits
United States Sugar Corporation
Clewiston Sugar Mill and Refinery
Draft/Proposed Permit No. 0510003-032-AV
Draft/Proposed Title V Air Operation Permit Renewal
Draft Permit No. 0510003-031-AC
Draft Air Construction Permit Revision**

Applicant: The applicant for this project is the United States Sugar Corporation. The applicant's responsible official is Mr. Neil Smith, Vice President and General Manager of Sugar Processing Operations. The applicant's mailing address is: Clewiston Sugar Mill and Refinery, United States Sugar Corporation, 111 Ponce DeLeon Avenue, Clewiston, Florida 33440.

Location: The United States Sugar Corporation operates the existing Clewiston sugar mill and refinery, which is located in Hendry County at the intersection of W.C. Owens Avenue and State Road 832 in Clewiston, Florida.

Project: Sugarcane is harvested from adjacent, neighboring and remote fields in Glades, Hendry, Martin and Palm Beach counties and transported to the mill by train. In the mill, sugarcane is cut into small pieces and processed in a series of presses to squeeze juice from the cane. The juice undergoes clarification, separation, evaporation, and crystallization to produce raw, unrefined sugar. In the refinery, raw sugar is decolorized, concentrated, crystallized, dried, conditioned, screened, packaged, stored, and distributed as refined sugar. The fibrous byproduct remaining from the sugarcane is called bagasse and is burned as boiler fuel to provide steam and heating requirements for the mill and refinery. Molasses is also produced as a byproduct. Molasses is stored and processed into an animal feed product for sale.

The primary sources of air pollution consist of five industrial boilers (1, 2, 4, 7 and 8) that fire bagasse as the primary fuel and distillate oil as a startup and supplemental fuel. Boilers 7 and 8 are also permitted to fire wood chips as an auxiliary fuel. Emissions of sulfur dioxide are minimized by the use of low sulfur fuels. Particulate matter emissions from Boilers 1, 2 and 4 are controlled by wet impingement scrubbers. Particulate matter emissions from Boilers 7 and 8 are controlled by cyclones followed by electrostatic precipitators. The largest boiler, Boiler 8, uses a selective non-catalytic reduction system with urea injection to reduce emissions of nitrogen oxides.

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