

Covanta Lake, Inc.

A Covanta Energy Company
3830 Rogers Industrial Park Road
Okahumpka, FL 34762
Tel 352 365 1611
Fax 352 365 6359

February 5, 2013

Mr. Jeffery F. Koerner
Air Program Administrator
FDEP, Division of Air Resource Management
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

SUBJECT: Covanta Lake II, Inc.
Lake County Resource Recovery Facility
Draft Permit No. 069-0046-014-AC/PSD-FL-113I
Public Notice Affidavit of Publication

Dear Mr. Koerner:

Attached please find Affidavit of Publication of the Intent to Issue.

If additional information is needed, please do not hesitate to contact Viet Ta at (727) 919-7671.

Sincerely,


Gary Main
Facility Manager

CC: File

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FEB 06 2012

DIVISION OF AIR
RESOURCE MANAGEMENT

Orlando Sentinel

Covanta Energy
14230 HAYS RD

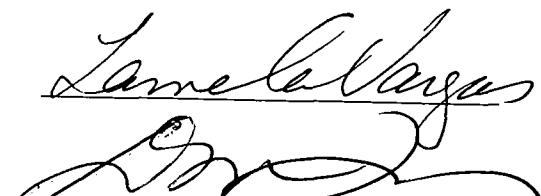

SPRING HILL, FL 34610-7630

Before the undersigned authority personally appeared Pam L. Davis/Tamela Vargas/Deborah M. Toney, who on oath says that s/he is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published in Lake County, Florida; that the attached copy of advertisement, being a Legal Notices in the matter of Draft Permit No. 0690046-014-AC/PSD-FL-1131, in the Lake County, was published in said newspaper in the issue(s); of

01/28/13

Affiant further says that the said Orlando Sentinel is a newspaper published in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida, each week day and has been entered as second-class mail matter at the post office in said Lake County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that s/he 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.

The foregoing instrument was acknowledged before me this 28 day of January, 2013, Pam L. Davis/Tamela Vargas/Deborah M. Toney, who is personally known to me and who did take an oath.



DEBORAH M. TONEY
NOTARY PUBLIC
STATE OF FLORIDA
Comm# DD938521
Expires 11/18/2013

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DIVISION OF AIR
RESOURCE MANAGEMENT

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection
Division of Air Resource Management, Office of Permitting and Compliance Draft Permit No. 0690046-014-AC/PSD-FL-1131, Air Construction Permit Covanta Lake II, Inc., Lake County Resource Recovery Facility Lake County, Florida

Applicant: The applicant for this project is Covanta Lake II, Inc.. The applicant's authorized representative and mailing address are: Mr. Gary Main, Facility Manager, Covanta Lake II, Inc., Lake County Resource Recovery Facility, 3830 Rogers Industrial Road, Okahumpka, Florida 34762.

Facility Location: The applicant operates the existing Lake County Resource Recovery Facility, which is located in

Lake County at 3830 Rogers Industrial Road, Okahumpka.

Project: The applicant applied on July 13, 2012, to the Department for a minor source air construction permit. The minor source air construction permit is for the combustion of higher rates of non-MSW (municipal solid waste) materials, waste (fuel slate) waste materials, miscellaneous revisions at the existing municipal waste combustor facility. The non-MSW materials rate is proposed to be increased from 5% to 20%, an increase which is proposed to be made pursuant to legislation effective in 2012, HB 503, an amendment to Section 403.107(1), F.S. which directs the Department to "allow waste-to-energy facilities to minimize acceptance and processing of nonhazardous solid and liquid waste." A Prevention of Significant Deterioration (PSD) and Best Available Control Technology (BACT) determination was not required.

This existing facility consists of two identical mass-burn municipal solid waste combustors Unit 1 and Unit 2, with auxiliary burners, lime storage and processing facilities, an activated carbon storage facilities, ash storage and processing facilities, a metals recovery system, cooling towers, and ancillary support equipment.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of 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. The Office of Permitting and Compliance is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address is: 2600 Blair Stone Road, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.

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 the address indicated above for the Permitting Authority. The complete project file includes the draft air construction permit, the 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 view the draft air construction permit by visiting the following web site: <http://default.asp> and entering the permit number shown above. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Air Permits: The Permitting Authority gives notice of its intent to issue an air construction permit for the project described above. The applicant has provided reasonable assurance that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-214, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a final permit in accordance with the conditions of the draft air construction permit unless a response received in accordance with the following procedures 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 for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the close of business (5:00 p.m.), on or before the end of this 14-day period by the Permitting Authority at the above address. If timely received written comments result in a significant change to the draft air construction permit, the Permitting Authority shall issue a revised draft air construction permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection. For additional information, contact the Permitting Authority at the above address or phone number.

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 the Public Notice or receipt of a written notice, whichever occurs first under Section 120.60(3), F.S.; however, a 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 or agency 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 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 for this proceeding.

LAK1222680

1/28/2013