

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

RECEIVED

OCT 02 2006

BUREAU OF AIR REGULATION

September 29, 2006

Mr. Bruce Mitchell  
Air Permit Engineer  
FDEP, Division of Air Resource Management  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

**SUBJECT:** Covanta Lake II, Inc.  
Lake County Resource Recovery Facility - ID No. 069-0046-006-AV  
**Public Notice Affidavit of Publication**

Dear Mr. Mitchell:

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

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

Sincerely,

*Viet Q. Ta*

Viet Q. Ta  
Facility Environmental Engineer

CC: L. Brasowski  
J. Treshler  
File

# Orlando Sentinel

Published Daily

State of Florida } S.S.  
COUNTY OF ORANGE

Before the undersigned authority personally appeared BEVERLY C. SIMMONS

, who on oath says that he/she is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published at TAVARES in

LAKE County, Florida; that the attached copy of advertisement, being a PUBLIC NOTICE OF in the matter of LAKE COUNTY RESOURCE RECOVERY FACILITY

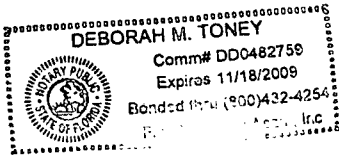
in the LAKE Court, was published in said newspaper in the issue; of 09/16/06

Affiant further says that the said Orlando Sentinel is a newspaper published at TAVARES, 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 TAVARES 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 he/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.

The foregoing instrument was acknowledged before me this 21 day of SEPT., 2006, by BEVERLY C. SIMMONS, who is personally known to me and who did take an oath.

(SEAL)



### PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT AND A TITLE V AIR OPERATION PERMIT RENEWAL

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Draft Air Construction Permit No.: 0690046-007-AC/PSD-FL-113(F)  
DRAFT Title V Air Operation Permit Renewal No.: 0690046-006-AV

Covanta Lake II, Inc.  
Lake County Resource Recovery Facility  
Lake County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue an Air Construction Permit and a Title V Air Operation Permit Renewal to Covanta Lake II, Inc. for the Lake County Resource Recovery Facility located at 3830 Rogers Industrial Park Road, Okahumpka, Lake County. The applicant's name and address are: Mr. Brad Crispell, Responsible Official, Covanta Lake II, Inc., Lake County Resource Recovery Facility, 3830 Rogers Industrial Park Road, Okahumpka, FL 34762.

The subject of the Air Construction Permit amendment (0690046-007-AC/PSD-FL-113(F)) is to replace the original BACT visible emissions limit of "15% opacity (6-min. average), except for one 6-min. period per hour of not more than 20% opacity" for the two existing municipal waste combustors with a more stringent BACT limit of "10 percent opacity (6-minute average)", which is also the limit established under the Final Rule for 40 CFR 60, Subpart Cb, Standards of Performance for New Stationary Sources and Emissions Guidelines for Existing Sources: Large Municipal Waste Combustors.

The subject of the Title V permitting action is for the renewal of the Title V Air Operation Permit, which includes the incorporation of air construction permit. No.

0690046-007-AC/PSD-FL-113(F), and the incorporation of the rule changes made to 40 CFR 60, Subparts Cb and Eb, as contained in the Federal Register, Volume 71, No. 90, dated May 10, 2006.

The permitting authority will issue the Final Air Construction Permit and the PROPOSED Title V Air Operation Permit and subsequent FINAL Title V Air Operation Permit, in accordance with the conditions of the Draft Air Construction Permit and the DRAFT Title V Air Operation Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The Permitting Authority will accept written comments concerning the proposed Draft Air Construction Permit issuance action for a period of 14 (fourteen) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this Draft Air Construction Permit, the permitting authority shall issue a Revised Draft Air Construction Permit and require, if applicable, another Public Notice.

The Permitting Authority will accept written comments concerning the DRAFT Title V Air Operation Permit Revision for a period of thirty (30) days from the date of publication of this Public Notice. Written comments must be post-marked and all facsimile comments must be received by the close of business (5:00 pm), on or before the end of this 30-day period, by the Permitting Authority's office or facsimile, as listed below. As part of his or her comments, any person may also request that the Permitting Authority hold a public meeting on this permitting action. 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://faw.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's office at the address or phone number listed below. If written comments or comments received at a public meeting result in a significant change to the DRAFT Title V Air Operation Permit Revision, the Permitting Authority shall issue a Revised DRAFT Title V Air Operation Permit Revision and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

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 of the Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received) in Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail 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 fourteen days of publication of the public notice or within fourteen days of receipt of the notice of intent, 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 fourteen 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 applicable 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 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 how and when each petitioner received notice of the agency action or proposed action;
- (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, as well as the rules and statutes which entitle the petitioner to relief;
- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action 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 notice of intent. 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 is not available for this proceeding.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this 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 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.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Permitting Authority:  
Department of Environmental Protection  
Bureau of Air Regulation  
111 South Magnolia Drive,  
Suite 4  
Tallahassee, Florida 32301  
Telephone: 850/488-0114  
Fax: 850/922-6979

Affected District:  
Department of Environmental Protection  
Central District  
3319 McGuire Boulevard,  
Suite 232  
Orlando, Florida 32803-3767  
Telephone: 407/894-7555  
Fax: 407/897-5963

The complete project file includes the Draft Air Construction Permit (letter) and DRAFT Title V Air Operation Permit Renewal, the application(s), and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Jeffery F. Koerner, P.E., at the above address, or call 850/921-9536, for additional information.  
LAK6985768 9/16, 2006