

Brian Bahor, QEP
Vice President - Environmental Permitting



Covanta Projects, Inc.
A Covanta Energy Company
40 Lane Road
Fairfield, NJ 07004
Tel 973 882 7236
Fax 973 882 4167
Email bbahor@covantaenergy.com

RECEIVED

AUG 27 2001

BUREAU OF AIR REGULATION

August 3, 2001

Mr. Bruce Mitchell
Florida Department of Environmental Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite 4
Tallahassee, Florida 32301

Reference : Public Notice

Dear Mr. Mitchell;

I am enclosing a hardcopy of the public notice that was advertised on Saturday, July 28, 2001. I hope that you got my voice mail on Wednesday regarding this notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian Bahor".

Brian Bahor, QEP
Vice President, Environmental Permitting

Distribution

Cecil Boatwright (Lake)
Viet Ta (Pasco)
Joe Treshler (Pasco)

AUG 27 2001

STATE OF FLORIDA
COUNTY OF LAKE

BUREAU OF AIR REGULATION

Before the undersigned authority personally appeared Jim Perry who on oath says that he is Publisher of The Daily Commercial, a daily newspaper published at Leesburg in Lake County, Florida, that the attached copy of advertisement, being

Ad No: 04534261

in the matter of Public Notice

in the _____ Court,

was inserted in said newspaper in the issues of _____

July 28, 2001

Affiant further says that the said Daily Commercial is a newspaper published in said Leesburg, in said Lake County, Florida, and that the said newspaper has heretofore been continuously published in said Lake County, Florida each day and has been entered as second class matter at the post office in Leesburg in said Lake County, Florida, for a period of one year preceding the first publication of the attached copy of advertisement; and affiant further says that 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 said newspaper.

Signed

Jim Perry, Publisher

Sworn to and subscribed before me this 1 day of

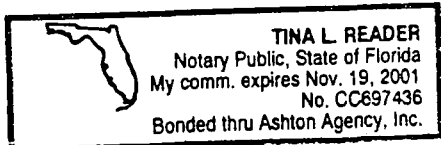
August

, 2001, by Jim Perry,

Publisher, who is personally known to me.

(Seal)

Tina L. Reader, Notary Public



ATTACHMENT

PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT/PSD PERMIT AMENDMENT AND A TITLE V AIR OPERATION PERMIT

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Draft Air Construction Permit/PSD Permit Amendment Nos.: 0690046-003-AC/PSD-FL-113 (E)
Revised DRAFT Title V Air Operation Permit No.: 0690046-001-AV Covanta Energy Corporation, Inc. Covanta Lake, Inc. Lake County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue an Air Construction Permit/PSD Permit Amendment and a Title V Air Operation Permit to Covanta Energy Corporation, Inc., for the Covanta Lake, Inc.'s facility (formerly NRG/Recovery Group, Inc. and Ogden Martin of Lake, Inc.) located at 3830 Rogers Industrial Park Road, Okahumpka, Lake County. The applicant's name and address are: Mr. Leon Bradowski, Vice President, Environmental Permitting, Covanta Energy Corporation, Inc., 40 Lane Road, Fairfield, NJ, 07004.

The subject of the Air Construction Permit/PSD Permit Amendment is to remove the authority to process/incinerate biomedical waste at the Lake County Resource Recovery Facility and to address some issues contained in the previously issued state/federal construction permits, Nos. AC 35-115379/PSD-FL-113 (A). The permits will contain the proposed changes.

The permitting authority will issue the Air Construction Permit/PSD Permit Amendment (letter) 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/PSD Permit Amendment and the Revised 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 and requests for public meetings concerning the proposed Draft Air Construction Permit/PSD Permit Amendment and Revised DRAFT Title V Air Operation Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments and requests for public meetings should be provided to the Department's Bureau of Air Regulation at 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 these Draft Air Construction Permit/PSD Permit Amend-

each petitioner's substantial interests are affected by the permitting authority's action or proposed action;
(d) A statement of the material facts disputed by the petitioner, if any;
(e) A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;
(f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and
(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.
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. A person whose substantial interests are affected by the permitting authority's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department of Environmental Protection a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, FL 32399-3000, by the same deadline as set forth above for the filing of a petition.
A request for mediation must contain the following information:
(a) The name, address, and telephone number of the person requesting mediation and that person's representative, if any;
(b) A statement of the preliminary agency action;
(c) A statement of the relief sought; and
(d) Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that the requester has already filed, and incorporating it by reference.
The agreement to mediate must include the following:
(a) The names, addresses, and telephone numbers of any persons who may attend the mediation;
(b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time;
(c) The agreed allocation of the costs and fees associated with the mediation;
(d) The agreement of the

SW, Washington, DC 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: 850/488-1344
Fax: 850/922-6979
Affected District Office:
Department of Environmental Protection
Central District Office
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767
Telephone: 407/894-7555
Fax: 407/897-5963
The complete project file includes the Technical Evaluation and Preliminary Determination and associated Draft Air Construction Permit/PSD Permit Amendment and DRAFT Title V Air Operation Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott M. Sheplak, P.E., at the above address, or call 850/921-9532, for additional information.
No. 04534261
July 28, 2001

Affidavit of Publication

The Daily Commercial

Leesburg, Lake County, Florida

RECEIVED

Case No. _____

AUG 27 2001

STATE OF FLORIDA
COUNTY OF LAKE

BUREAU OF AIR REGULATION

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in the matter of Public Notice

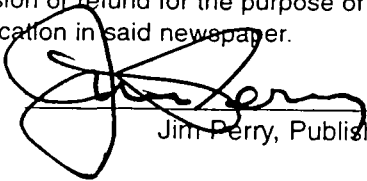
in the _____ Court,

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July 28, 2001

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Signed



Jim Perry, Publisher


Sworn to and subscribed before me this 1 day of

August, 2001, by Jim Perry,

Publisher, who is personally know to me.

(Seal)


Tina L. Reader, Notary Public


TINA L. READER
Notary Public, State of Florida
My comm. expires Nov. 19, 2001
No. CC697436
Bonded thru Ashton Agency, Inc.

Attach Not

PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT/PSD PERMIT AMENDMENT AND A TITLE V AIR OPERATION PERMIT

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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The subject of the Air Construction Permit/PSD Permit Amendment is to remove the authority to process/incinerate biomedical waste at the Lake County Resource Recovery Facility and to address some issues contained in the previously issued state/federal construction permits, Nos. AC 35-115379/PSD-FL-113 (A). The permits will contain the proposed changes.

The permitting authority will issue the Air Construction Permit/PSD Permit Amendment (letter) 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/PSD Permit Amendment and the Revised 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 and requests for public meetings concerning the proposed Draft Air Construction Permit/PSD Permit Amendment and Revised DRAFT Title V Air Op-

...ing of a petition in compliance with Rule 28-5.207, Florida Administrative Code (F.A.C.).

A petition must contain the following information:

(a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number, and the county in which the project is proposed;

(b) A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;

(c) A statement of how each petitioner's substantial interests are affected by the permitting authority's action or proposed action;

(d) A statement of the material facts disputed by the petitioner, if any;

(e) A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;

(f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and,

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.

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. A person whose substantial interests are affected by the permitting authority's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department of Environmental Protection a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, FL 32399-3000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information:

(a) The name, address, and telephone number of the person requesting mediation and that person's representative, if any;

(b) A statement of the preliminary agency action;

(c) A statement of the relief sought; and,

(d) Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing.

EPA that it is 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 410 M. Street, SW, 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 32304
Telephone: 850/488-1344
Fax: 850/922-6979

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

The complete project file includes the Technical Evaluation and Preliminary Determination and associated Draft Air Construction Permit/PSD Permit Amendment and DRAFT Title V Air Operation Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott M. Sheplak, P.E., at the above address, or call 850/921-9532, for additional information.

No. 04534261
July 28, 2001

ment and Revised DRAFT Title V Air Operation Permit, the permitting authority shall issue a Revised Draft Air Construction Permit/PSD Permit Amendment and a Revised DRAFT Title V Air Operation Permit and require, if applicable, another Public Notice.

The permitting authority will issue these permits unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.), or a party requests mediation as an alternative remedy under Section 120.573, F.S., before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation.

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 (received) in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/488-9730; Fax: 850/487-4938). Petitions must be filed within 14 (fourteen) days of publication of the public notice or within 14 (fourteen) days of receipt of the notice of intent, whichever occurs first. A petitioner must 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 (or a request for mediation, as

ty of discussions and documents introduced during mediation;

(e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen;

(f) The name of each party's representative who shall have authority to settle or recommend settlement; and

(g) The signatures of all parties or their authorized representatives.

As provided in Section 120.573, F.S., the timely agreement of all parties to mediate will toll the time limitations imposed by Sections 120.569 and 120.57, F.S., for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within 60 (sixty) days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department of Environmental Protection must enter an order incorporating the agreement of the parties in accordance with the provisions of Section 403.0872(7), F.S. If mediation terminates without settlement of the dispute, the permitting authority shall notify all parties in writing that the administrative hearing processes under Sections 120.569 and 120.57, F.S., remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

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 re-