



Clair

State of Florida
DEPARTMENT OF ENVIRONMENTAL REGULATION

For Routing To Other Than The Addressee	
To: _____	Location: _____
To: _____	Location: _____
To: _____	Location: _____
From: _____	Date: _____

Interoffice Memorandum

TO: Howard Rhodes

FROM: *for* Clair Fancy *KA*

DATE: June 29, 1992

SUBJ: Extension of Construction Permit AC 53-192221, PSD-FL-170
IMC Fertilizer, Inc.

Attached for your approval and signature is a letter extending the expiration date for the above referenced construction permit. The extension is required as a result of the U.S. Fish and Wildlife Service's request for hearing having been dismissed. A copy of the Department's Final Order is attached.

The Bureau recommends approval of this amendment.

Attachment

CF/JR/plm



Florida Department of Environmental Regulation

Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400

Lawton Chiles, Governor

Carol M. Browner, Secretary

June 29, 1992

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. John A. Brafford
Vice President & General Manager
IMC Fertilizer, Inc.
P.O. Box 1035
Mulberry, Florida 33860

Dear Mr. Brafford:

Re: Extension of Permit AC 53-192221, PSD-FL-170
Sulfuric Acid Plants Nos. 1-5 Production Increases to 2900 TPD

The Department will extend the expiration date of the above referenced permit in view of the dismissal of the U.S. Fish and Wildlife Service's Motion for Voluntary Dismissal of their request for hearing filed on September 4, 1991, and the Department's Final Order signed on May 11, 1992. Therefore, the following change is made to the expiration date of the subject permit:

FROM: December 31, 1991
TO: **December 31, 1992**

This letter shall become Attachment No. 2 to this permit.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the permit applicant and the parties listed below must be filed within 14 days of receipt of this intent. Petitions filed by other persons must be filed within 14 days of publication of the public notice or within 14 days of their receipt of this intent, whichever first occurs. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, Florida Statutes.

The Petition shall contain the following information:

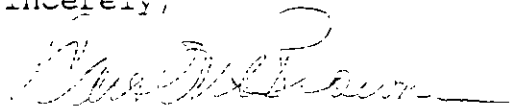
- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed;

Mr. John A. Brafford
Page 2 of 2

- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this intent. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this intent in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

Sincerely,



Carol M. Browner
Secretary

CMB/plm

c: W. Thomas, SWD
J. Harper, EPA
C. Shaver, NPS
J. Koogler, P.E.

P 710 058 496



Certified Mail Receipt

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

Sent to	John Brafford
Street & No.	IMC Fertilizer
PO, State & ZIP Code	Mulberry, FL
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Address of Delivery	
TOTAL Postage & Fee	\$
Postmark or Date	6-29-92
AC 53-192221 PSD-FI-170	

PS Form 3800, June 1990

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece next to the article number.

I also wish to receive the following services (for an extra fee):

- Addressee's Address
- Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

John A. Brafford
IMC Fertilizer, Inc.
PO BOX 1035
Mulberry, FL 33860

4a. Article Number

P 710 058 496

4b. Service Type

- Registered
- Insured
- Certified
- COD
- Express Mail
- Return Receipt for Merchandise

7. Date of Delivery

7/1/92

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)