Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Jonathan P. Steverson
Interim Secretary

NOTICE OF ADMINISTRATIVELY CORRECTED PERMIT

In the Matter of a Request for Administrative Correction:

Mr. Kevin Kirby, Director
Columbia County Board of County Commissioners
P.O. Box 969
Lake City, Florida 32055

Project No. 0230048-002-AV
Administrative Correction to Permit No. 0230047-004-AV
Columbia/Winfield Solid Waste Facility
Columbia County

Enclosed is an Administrative Correction to Title V Air Operation Permit No. 0230047-004-AV, for the operation of the Columbia/Winfield Solid Waste Facility located in Columbia County at 1347 NW Oosterhoudt Lane in Lake City, Florida. This correction is issued pursuant to Rule 62-210.360, Florida Administrative Code (F.A.C.), and Chapter 403, Florida Statutes (F.S.). The purpose of this permitting action is to administratively correct the initial Title V air operation permit (No. 0230047-004-AV) for the above referenced facility to recognize that the landfill is located at a separate location from the previously permitted air curtain incinerator, which is also owned and operated by the County. This correction establishes a new facility identification number for the landfill site (0230048), corrects the permit number for the initial Title V permit for the new site (0230048-001-AV), renumbers the landfill from emissions unit 002 to 001, and removes all references to the air curtain incinerator from the Title V air operation permit for the landfill. The initial Title V air operation permit for the landfill erroneously implied that the two facilities were co-located by being issued under the existing facility identification number for the location of the air curtain incinerator. This corrective action does not alter the effective dates of the initial Title V permit issued as permit No. 0230047-004-AV.

The Department of Environmental Protection (Department) will consider the above-noted action final unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

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) by the Agency Clerk in the Department's Office of General Counsel, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000, Agency.Clerk@dep.state.fl.us, before the deadline. Petitions filed by the permit applicant or any of the parties listed below must be filed within 14 (fourteen) days of receipt of this notice. Petitions filed by any other person must be filed within 14 (fourteen) days of receipt of this proposed action. 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 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 interests will be affected by the agency determination; (c) A statement of when and how each 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 notice. 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.

Any party to this order (permit) has the right to seek judicial review of it under Section 120.68, F.S., by the filing of a Notice of Appeal, under Rule 9.110 of the Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000; and, by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal.

The Notice of Appeal must be filed within thirty days from the date this notice is filed with the Clerk of the permitting authority.

Executed in Tallahassee, Florida.

Jonathan Holtom

Digitally signed by Jonathan Holtom
Date: 2015.07.07 11:17:54 -04'00'

for Jeffery F. Koerner, Program Administrator
Office of Permitting and Compliance
Division of Air Resource Management

JFK/jh

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Administratively Corrected Permit or a link to these documents available electronically on a publicly accessible server, was sent by electronic mail with received receipt requested to the persons listed below:

Mr. Kevin Kirby, Director, Board of County Commissioners: kevin_kirby@columbiacountyfla.com
Ms. Connie Brecheen, Board of County Commissioners: connie_brecheen@columbiacountyfla.com
Mr. Frank Darabi, P.E., Darabi and Associates: fdarabi@darabiassociates.com
Mr. Chris Kirts, DEP-NWD: christopher.kirts@dep.state.fl.us
Ms. Ana Oquendo, EPA-Region 4: oquendo.ana@epa.gov
Ms. Natasha Hazziez, EPA-Region 4: hazziez.natasha@epa.gov
Ms. Lynn Scearce, DEP-OPC: lynn.scearce@dep.state.fl.us (for posting with U.S. EPA, Region 4)

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52(7), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

Elizabeth Walker

Digitally signed by Elizabeth Walker
Date: 2015.07.07 12:31:08 -04'00'

The following changes are made as a result of this Administrative Permit Correction:

1. To recognize the landfill as a single source separate from the county owned air curtain incinerator, a new facility identification number has been established for the landfill. All occurrences of facility ID No. 0230047 in the initial Title V air operation permit, the Statement of Basis and the Appendix Section have been replaced with 0230048.
2. To establish the initial Title V air operation permit as the first air permit issued to the landfill, all occurrences of permit No. 0230047-004-AV in the initial Title V permit, the Statement of Basis and the Appendix Section have been replaced with 0230048-001-AV.
3. All references to the county owned air curtain incinerator have been removed from the initial Title V air operation permit.
4. Because the landfill is the only regulated emissions unit in the Title V air operation permit, the emissions unit ID number has been changed from “002” to “001”.

The following minor administrative changes were also made:

5. Updated Facility-wide Condition FW7. to include the mailing address for EPA Region 4 for purposes of submitting the annual statement of compliance.
6. Updated Facility-wide Condition FW8. to reflect website address changes for the RMP Reporting Center.
7. Updated Appendix TR, Facility-wide Testing Requirements with the latest version, which reflects rule changes related to testing frequency and requirements that became effective in March of 2015.
8. Updated Appendix H, Permit History, to reflect permitting actions solely for the landfill.

The attached versions of the Statement of Basis, the Title V Air Operation Permit and the Appendix Section, which reflect the changes listed above, shall replace the previous versions of these documents issued on February 5, 2014 under permit No. 0230047-004-AV.