



# Florida Department of Environmental Protection

Northeast District  
8800 Baymeadows Way West, Suite 100  
Jacksonville, Florida 32256

Rick Scott  
Governor

Carlos Lopez-Cantera  
Lt. Governor

Noah Valenstein  
Secretary

In the Matter of a Request for Administrative Correction:

Mr. Jason Banks  
Director of Safety, Health, and Environmental  
Conifex Timber Inc  
40 SW 10<sup>th</sup> Street  
Cross City, Florida 32628

Project No. 0290004-018-AV  
Administrative Correction to:  
Permit No. 0290004-017-AV  
Dixie County

Enclosed are administratively corrected pages to Title V Air Operation Permit No. 0290004-017-AV for the operation of the Conifex Cross City located in Dixie County at 40 SW 10<sup>th</sup> Street, Cross 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.). This change is made at the applicant's request dated July 24, 2018, to change the facility name. This corrective action does not alter the effective dates of the existing permit. A copy of this corrective action shall be kept on file at the facility with the permit being corrected and shall be incorporated into the permit the next time it is opened.

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.

**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 (received) by the Agency Clerk in the Department's Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, [Agency.Clerk@dep.state.fl.us](mailto:Agency.Clerk@dep.state.fl.us), before the deadline. Petitions must be filed within 14 (fourteen) days of this administratively corrected permit. 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 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 state; (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

**NOTICE OF ADMINISTRATIVELY CORRECTED TITLE V AIR OPERATION PERMIT**

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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 written 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.

**Judicial Review:** Any party to this permitting decision (order) has the right to seek judicial review of it under Section 120.68, F.S., by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, MS 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 must be filed within 30 days after this order is filed with the clerk of the Department.

Executed in Jacksonville, Florida.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



Brian Durden  
Program Manager  
Environmental Permitting

BD/pr

**CERTIFICATE OF SERVICE**

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

Jason Banks, Director of Safety, Health and Environmental, Conifex Timber Inc, [Jason.banks@conifex.com](mailto:Jason.banks@conifex.com)  
Chuck Morgan, General Manager, Conifex Timber Inc, [chuck.morgan@conifex.com](mailto:chuck.morgan@conifex.com)  
Ms. Barbara Friday, DEP OPC, [barbara.friday@dep.state.fl.us](mailto:barbara.friday@dep.state.fl.us)  
Ms. Lynn Scarce, DEP OPC, [lynn.scarce@dep.state.fl.us](mailto:lynn.scarce@dep.state.fl.us)

**FILING AND ACKNOWLEDGMENT**

FILED, on this date, pursuant to Section 120.52, F. S., with the designated Department Clerk, receipt of which is hereby acknowledged.



Clerk

July 30, 2018

Date

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The following permit condition is revised as indicated. **Strikethrough** is used to denote the deletion of text. **Double-underlines** are used to denote the addition of text. All changes are emphasized with shading.

**Permittee**

**Suwannee Lumber Company LLC, Suwannee Lumber**

40 SW 10<sup>th</sup> Street

Cross City, Florida 32628

To:

**Permittee**

**Conifex Timber Inc, Conifex Cross City**

40 SW 10<sup>th</sup> Street

Cross City, Florida 32628