



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
Secretary

NOTICE OF ADMINISTRATIVELY CORRECTED PERMIT

In the Matter of a Request for Administrative Permit Correction:

Mr. Sam Mousa, P.E., Chief Administrative Officer
City of Jacksonville
515 E. Girvin Road
Jacksonville, Florida 32225

Project No. 0310318-007-AV
Administrative Correction to Permit No. 0310318-005-AV
Duval County East Landfill
Duval County

Enclosed is an Administrative Correction to Title V Air Operation Permit No. 0310318-005-AV, for the operation of the City of Jacksonville Duval County East Landfill located in Duval County at 515 E. Girvin Road, Jacksonville, 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 January 22, 2016, to expire the Title V air operation permit for the facility as of February 3, 2016, due to the fact that the facility has been retired and the emissions units are being removed. The Department's Northeast District compliance staff inspected the facility on March 3rd and was able to confirm that the flare and collection system had been dismantled and rendered inoperable as of that date, but they were unable to conclusively confirm that the equipment had not operated beyond the requested February 3, 2016 shutdown date. Therefore, the permit will be expired as of March, 3, 2016.

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

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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. Questions pertaining to this permitting action should be addressed to Jon Holtom, PE, Florida Department of Environmental Protection, Office of Permitting and Compliance by phone at (850) 717-9079 or by email at jon.holtom@dep.state.fl.us.

Executed in Tallahassee, Florida.

for:

Syed Arif, P.E., Program Administrator
Office of Permitting and Compliance
Division of Air Resource Management

SA/dlr/jh/lr

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. Sam Mousa, Chief Administrative Officer, City of Jacksonville: smousa@coj.net

Mr. Eric B. Fuller, City of Jacksonville: efuller@coj.net

Mr. Jeffery Foster, City of Jacksonville: jfoster@coj.net

Ms. Michelle Pullman, Jones Edmunds: mpollman@jonesedmunds.com

Mr. Jerry Woosley, DEP-NED: jerry.woosley@dep.state.fl.us

Ms. Ana Oquendo, EPA-Region 4: oquendo.ana@epamail.epa.gov

Ms. Natasha Hazziez, U.S. EPA Region 4: hazziez.natasha@epa.gov

Ms. Lynn Searce, DEP-OPC: lynn.searce@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.

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Permit Being Corrected: 0310318-005-AV.

1. Pursuant to the applicant's request, the expiration date has been changed as indicated below.

From: March 6, 2019.

To: March 3, 2016.

The Electronic Annual Operating Report and the Title V Annual Emissions Fee for calendar year 2015 should be submitted according to the requirements of Facility-wide Condition FW6. Unless specifically requested by the Department's permitting and/or compliance office, no further reporting will be required and the Duval County East Landfill is considered closed and inoperable as of March 3, 2016.