

**PROOF OF PUBLICATION**

RECEIVED

VOLUSIA COUNTY SOLID WASTE SERVI VOL CO SOLID  
WASTE SERV  
Vol Co Solid Waste Serv  
1990 Tomoka Farms RD  
Port Orange FL 32128-3752

JAN 14 2022

STATE OF WISCONSIN, COUNTY OF BROWN

Before the undersigned authority personally appeared,  
who, on oath says that he/she is LEGAL COORDINATOR of  
The News-Journal, a daily and Sunday newspaper,  
published at Daytona Beach in Volusia County, Florida; that  
the attached copy of advertisement, being a Govt Public  
Notices in the Circuit Court, was published in said  
newspaper in the issues dated:

01/07/2022

Affiant further says that The News-Journal is a newspaper  
published at Daytona Beach, in said Volusia County, Florida,  
and that the said newspaper has heretofore been  
continuously published in said Volusia County, Florida each  
day and Sunday and has been entered as second-class mail  
matter at the post office in Daytona Beach, in said Volusia  
County, Florida, for a period of one year next 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 the said newspaper.  
Subscribed and sworn to before on 01/07/2022

*Sara Kanitz*  
\_\_\_\_\_  
Legal Clerk

*Sarah Bertelsen*  
\_\_\_\_\_  
Notary, State of WI, County of Brown  
7/27/25

My commision expires

Publication Cost: \$673.96

Order No: 6746771

Customer No: 464987

PO #:

# of Copies:  
1

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

SARAH BERTELSEN  
Notary Public  
State of Wisconsin

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL  
PROTECTION NOTICE OF  
PROPOSED AGENCY ACTION

The Department of Environmental Protection gives Notice of its Intent to modify a Solid Waste Operation Permit to Valusia County Solid Waste Division at 1990 Tomoka Farms Road, Port Orange, Florida 32128. The permit modification includes revisions to the closure sequence and stormwater management system. The Department has assigned File Number(s) 0078767-044-SO-1AM to this project.

The Department's file on this matter 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 the Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone road, Tallahassee, Florida 32317, phone 850-245-8707. Documents are also available at the following link:  
[http://appprod.dep.state.fl.us/WWW\\_WAC\\_S/REPORTS/SW\\_Facility\\_Docs.asp?wacsid=27540](http://appprod.dep.state.fl.us/WWW_WAC_S/REPORTS/SW_Facility_Docs.asp?wacsid=27540)

NOTICE OF RIGHTS

The Department will issue the permit modification unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing 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 are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency 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 that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that 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 that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at [Agency\\_Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us). Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determina-

tion (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 discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

**Extension of Time**

Under Rule 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mall Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency\_Clerk@dep.state.fl.us, before the deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

**Mediation**

Mediation is not available in this proceeding.

Solid Waste  
County of Volusia, FL  
January 4, 2022

L#6746771 Jan 7, 2022 1f