

Tampa Bay Times

Published Daily

STATE OF FLORIDA } ss
COUNTY OF Pasco County

Before the undersigned authority personally appeared **Sarah Potts** who on oath says that he/she is **Legal Clerk** of the **Tampa Bay Times** a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter **RE: Notice of Agency Act** was published on **Tampa Bay Times: 12/17/14**. in said newspaper in the issues of **Baylink Pasco**

Affiant further says the said **Tampa Bay Times** is a newspaper published in St. Petersburg, in said Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as a second class mail matter at the post office in St. Petersburg, in said Pinellas 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/she 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

Sarah Potts

Signature of Affiant

Sworn to and subscribed before me this 12/17/2014.

Jessica Attard

Signature of Notary Public

NOTARY PUBLIC
JESSICA ATTARD
MY COMMISSION # EE 078485
EXPIRES: March 28, 2015
Bordered Thru Budget Notary Services

Personally known _____ or produced identification _____
Type of identification produced _____

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF AGENCY ACTION

The Department of Environmental Protection gives Notice of its Agency Action authorizing Pasco County to recycle and reuse conditioned waste-to-energy bottom ash from the Pasco County Resource Recovery Facility in accordance with section 403.7045(5), Florida Statutes (F.S.) and other specific limiting conditions. The recycling and reuses allowed include use as road base courses that are covered by a pavement layer and encapsulation uses as aggregate in the production of Portland cement and hot-mix asphalt pavements.

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://approd.dep.state.fl.us/WWW_WACS/RE-PORTS/SW_Facility_Docs.asp?wacsid=45799.

A person whose substantial interests are affected by the above proposed agency action may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the Clerk) in the Department's Office of General Counsel, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. 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 (received) within 14 days of publication of this notice or within 14 days of receipt of the written notice, whichever occurs first. The petitioner shall also mail a copy of the petition to the applicant at West Pasco Government Center, 8731 Citizens Drive, Suite 340, New Port Richey, Florida 34654-5598, 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 proceeding (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 of the Florida Administrative Code.

A petition for an administrative proceeding 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, any email address, any facsimile number, and telephone number of each 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;
- (c) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (d) An explanation of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (e) A statement of all material facts disputed by petitioner or a statement that there are no disputed facts;
- (f) A concise statement of the ultimate facts alleged, including the specific facts which the petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (g) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the Department's action or proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (h) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wants the Department to take with respect to the Department's action or proposed action.

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 modification of the agency action or even denial of the application.

Mediation is not available in this proceeding.

12/17/14

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RECEIVED

DEC 22 2014

PASCO COUNTY UTILITIES DEPT.