



# Department of Environmental Protection

Jeb Bush  
Governor

Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

David B. Struhs  
Secretary

Permittee:  
Omni Waste of Osceola County, LLC  
100 Church Street  
Kissimmee, FL 34741

Attention: Mr. Timothy J. Salopek

Permit Numbers: SC49-0199726-001 &  
SO49-0199726-002  
Date of Issue:  
Expiration Date: 8/28/2007  
County: Osceola  
Section/Township/Range:  
11 & 14/ 28 South / 33 East  
Latitude / Longitude:  
28°02'57" North / 81°03'10" West  
Project: Oak Hammock Disposal, Class I

This permit is issued under the provisions of Chapter(s) 403, Florida Statutes, and Florida Administrative Code Rule(s) 62-4, 62-701 and 62-711. The above named permittee is hereby authorized to perform the work and operate the facility shown on the application and approved drawing(s), plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

To construct and operate the Oak Hammock Disposal, Class I landfill. The present service area for the landfill is Osceola County and surrounding counties.

This five-year construct and operate permit will be for Phase I and will include four landfill cells with a footprint of approximately 53 acres and ancillary facilities supporting the operation of the landfill and providing stormwater management. The complete buildout of the facility will include 21 landfill cells with a footprint of approximately 264 acres within a property boundary of approximately 2179 acres. The anticipated life of the complete facility is 30 years.

Household trash, commercial waste, construction and demolition debris, and other waste classified as Class I waste may be disposed in the landfill. The waste will be from residential communities and commercial sources.

The Class I landfill is equipped with a double-composite liner system, which directs any liquid entering the landfill that may have contacted refuse to a leachate collection system (LCS). Collected leachate is pumped from the sumps into an on-site storage facility and trucked to a wastewater treatment plant (WWTP) periodically for treatment and disposal.

A gas management system will be implemented to control odors and migration of methane.

The project incorporates a ground water and surface water monitoring plan.

LOCATION: The landfill is located approximately 6.5 miles south of Holopaw, on the west side of U. S. Highway 441, in unincorporated Osceola County, Florida.

**General Conditions are attached.**

## GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations and restrictions set forth in this permit, are "permit conditions" and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, Florida Statutes (F.S.) The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
2. This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
3. As provided in subsections 403.087(6) and 403.722(5), F.S., the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in this permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup and auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
  - (a) Have access to and copy any records that must be kept under conditions of this permit;
  - (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
  - (c) Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.
8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:
  - (a) A description of and cause of noncompliance; and
  - (b) The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance.

The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.
9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted

source arising under the Florida Statutes or Department rules, except where such use is prescribed by Section 403.111 and 403.73, F.S. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.
11. This permit is transferable only upon Department approval in accordance with Rule 62-4.120 and 62-730.300, Florida Administrative Code (F.A.C.), as applicable. The permittee shall be liable for any non-compliance of the permitted activity until the transfer is approved by the Department.
12. This permit or a copy thereof shall be kept at the work site of the permitted activity.
13. This permit also constitutes:
  - ( ) Determination of Best Available Control Technology (BACT)
  - ( ) Determination of Prevention of Significant Deterioration (PSD)
  - ( ) Certification of compliance with State Water Quality Standards (Section 401, PL 92-500)
  - ( ) Compliance with New Source Performance Standards
14. The permittee shall comply with the following:
  - (a) Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
  - (b) The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring information) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.
  - (c) Records of monitoring information shall include:
    1. the date, exact place, and time of sampling or measurements;
    2. the person responsible for performing the sampling or measurements;
    3. the dates analyses were performed;
    4. the person responsible for performing the analyses;
    5. the analytical techniques or methods used;
    6. the results of such analyses.
15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware the relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

PERMITTEE: Omni Waste of Osceola County, LLC

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SPECIFIC CONDITIONS:

1. Plans and Specifications: Drawings, plans, documents and specifications submitted by the permittee are not attached hereto, but remain on file at the Central District office, and are made a part of this permit.
2. Inspection Requirements: A copy of the permit, with a complete copy of the permit application and engineering drawings, shall be kept on file at the landfill for inspection and review upon request.
3. Other Permits: This permit does not relieve the permittee from complying with any other appropriate stormwater, ERP or other permit requirements.
4. Signs: Signs indicating the name of the operating authority, traffic flow, hours of operation, charges for disposal and the types of wastes accepted shall be placed at all entrances to the site.
5. Site Access: Access to the site shall be restricted by an effective barrier designed to prevent unauthorized entry and dumping.
6. Litter, Dust & Fire Protection: The landfill shall have litter control devices, dust controls, fire protection and fire-fighting facilities. Litter is to be picked up and litter control devices are to be cleaned with the litter placed in the active cell.
7. Safety Devices: Safety devices shall be provided on equipment to shield and protect the operators from potential hazards during operation.
8. Equipment Breakdown: In the event of equipment malfunction, destruction, breakdown or other problems resulting in the permittee being temporarily unable to comply with any of the conditions of this permit, the Department is to be immediately notified by the permittee as to the cause, what steps are being taken to correct the problem and prevent its recurrence, as required by Rule 62-4.130, F.A.C.
9. Effluent Discharge: There shall be no discharge of liquid effluents or contaminated runoff to surface or ground water without prior approval from this Department.
10. Surface Water Management: All surface water runoff from the developed portions of the site shall be collected and treated to meet the requirements of Chapters 373 and 403, Florida Statutes (F.S.) prior to discharge off-site. The surface water management system shall prevent surface water flow into waste filled areas.
11. Stormwater - Leachate Contamination: Stormwater that comes into contact with leachate shall be treated as leachate and any leachate emanating from the landfill shall be collected and treated as necessary to meet the requirements of Chapters 62-302, 62-4 and 62-520, F.A.C., unless the leachate is transmitted to a permitted treatment facility.
12. Stormwater System Maintenance: The stormwater system shall be maintained and visually inspected on a periodic basis and shall be cleaned as necessary to maintain proper operation.
13. Zone of Discharge: The zone of discharge for the facility shall be a three dimensional volume, defined in the vertical plane as extending from the top of the ground to the base of the surficial aquifer, and defined in the horizontal plane as extending 100 feet from the foot print of the waste disposal area or to the property boundary, whichever is less. Class G-II water quality standards must be met at the boundary of the zone of discharge in accordance with Rule 62-522.410, F.A.C.

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14. Quality Assurance: The Construction Quality Assurance (CQA) Plan submitted with the permit application shall be followed for installing and testing the liner system and related components. The CQA engineer or the engineer's designee shall be on-site at all times during construction of the liner systems to monitor the construction activities including the preparation of the subgrade, placement of the GCL, primary and secondary liners, and the placement of the soil drainage layer over the primary liner to ensure the underlying geosynthetics are not damaged during construction.
15. Supervision: A registered engineer qualified to practice in Florida shall supervise and evaluate the liner installation quality assurance/quality control program to ensure that the liner meets design specifications. Upon completion, the engineer shall submit a summary report to the Department as to the complete conformity to the plans and specifications as approved. This summary report shall include a documented control program of the liner installation, liner inspections and the quality assurance/quality control testing procedures and laboratory analyses. This report shall be included with the certification required in Specific Condition 22 of this permit.
16. Base: Prior to the liner installation, the subgrade shall be prepared to provide a firm unyielding foundation and if necessary, the base shall be brought up to grade by placement and compaction of fill material. The fill material and subgrade shall not contain rocks, roots, debris, shells, or other materials that could penetrate the liner material.
17. Liner: The liner system consists of a double-composite liner. The liner system, from top to bottom, consists of: 2 foot thick protective soil layer, primary geocomposite drainage layer, 60-mil thick primary HDPE textured geomembrane, primary geosynthetic clay liner (GCL), secondary geocomposite drainage layer, 60-mil thick HDPE secondary textured geomembrane, secondary GCL, and compacted subgrade.
18. Liner Installation: Installation of the liner shall be performed by an experienced installer who has installed similar type materials. The permittee shall notify the Department at least 10 days prior to the commencement of liner installation work in any cell.
19. GCL Installation Limitation: The number of geosynthetic clay liner (GCL) panels that may be deployed in any one day shall be limited to the number that can be placed in a dry condition and covered by the HDPE while still dry. No installation or seaming of GCL under wet conditions shall be allowed. The CQA plan requires the owner's inspector to inspect the subgrade each day prior to placing the GCL.
20. Geomembrane Testing: Non-destructive air pressure tests and/or vacuum test shall be conducted by the installer under the direction of the CQA engineer or his designee to test 100 percent of the field seams of the geomembrane. Destructive tests of the geomembrane field seams shall be in accordance with the approved CQA plan and at a frequency no less than one destructive test sample every 500 linear feet of field seam.
21. Construction Permit Renewal: The construction shall reasonably conform to the plans and supporting documents submitted as part of the application. If construction can not be completed before the expiration of this permit, the permittee must notify the Department, in writing, at least 60 days prior to the expiration of the construction permit and request a renewal of the construction permit.
22. Certification: After all significant initial construction has been completed, and prior to acceptance of any solid waste, the engineer of record shall complete a Certificate of Construction Completion, DEP Form 62-701.900(2), then contact the Department to arrange for Department representatives to inspect the facility in the company of the permittee, the engineer and the proposed on-site facility operator.

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23. Solid Waste Disposal: The landfill shall not receive solid waste until the leachate collection system is in place and functional and Specific Conditions 15, 22 and 25 are satisfied.
24. Liner Edge Staking: The edge of the liner must be clearly and permanently marked or outlined by staking or other means so that solid waste is deposited at least 10 feet back from the edge of the liner.
25. Monitoring Plan Implementation Schedule: The Monitoring Plan Implementation Schedule attached as Exhibit I, is made a part of this permit. All wells shall be in place and sampled prior to placement of waste into the newly constructed cell.
26. Solid Waste Burning: Burning of solid waste is prohibited except as provided by Rule 62-701.300(3), F.A.C. Any unauthorized fires involving solid waste at the landfill must be reported to the Department within 5 days by letter explaining the cause, remedial action and measures taken to prevent a recurrence.
27. Improper Operations: When the Department, after investigation, has good reason (such as complaints, questionable maintenance of equipment, improper operations, etc.) to believe that any applicable standard contained in Chapter 62-701, F.A.C. or in this permit is being violated, it may require the owner or operator of the source to identify the nature of the problem and to submit a report to the Department on the results of the investigation and corrective action taken to prevent its recurrence.
28. Operation of Pollution Control Devices: The leachate and stormwater control systems shall be properly operated, monitored and maintained (Rule 62-701.500, F.A.C.) A record shall be kept of the amount of leachate collected, the date the leachate was taken offsite for disposal, and the identity of the wastewater treatment facility where the leachate was disposed.
29. Leachate Collection and Removal System: The primary leachate collection and removal system lying above the upper geomembrane shall be designed to limit the leachate head to one foot above the liner during routine landfill operations after placement of initial cover, except in sumps and leachate collection trenches.
30. Leachate Storage Tanks: The integrity of the leachate storage tanks and containment facilities shall be checked on a weekly basis so that no leachate releases to the soils will occur. The storage tanks and containment facilities shall be maintained and operated in accordance with Rule 62-701.400(6), F.A.C.
31. Precipitation Records: A recording rain gauge shall be operated and maintained to record precipitation at the landfill. Precipitation records shall be maintained and used by the permittee to compare with leachate generation rates.
32. Hazardous Wastes: Any incidental hazardous wastes received in connection with operation of this facility must be disposed of in accordance with Rule 62-730, F.A.C.
33. Control of Nuisance Conditions: The operating authority shall be responsible for the control of odors and fugitive particulates arising from this operation. Such controls shall prevent the creation of nuisance conditions that may arise from adverse odors on adjacent or nearby properties and users. Complaints received from the general public shall be immediately investigated by the permittee and where warranted, corrective action taken to abate the adverse odor.

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34. Operations Plan: An operations plan prepared by the engineer of record shall be kept at the landfill. The operations plan shall include the sequence of filling, compaction, placement of cover, day to day operations, etc. The landfill operator shall be trained and knowledgeable about the plan.
35. Initial Waste Placement: The first layer of waste placed above the liner and leachate collection system shall be a minimum of four feet in compacted thickness and consist of selected wastes containing no large rigid objects that may damage the liner or leachate collection system.
36. Initial Cover Stockpile: An adequate supply of acceptable initial cover, as specified in the operations plan, shall be maintained at the landfill and be available at all times. All stockpiles shall be graded to minimize erosion potential. Silt fences or diversion berms shall be utilized around the stockpiles to control erosion.
37. Waste Compaction & Working Face: Except for the placement of the initial layer of waste, all solid waste shall be spread in layers of approximately two (2) feet in thickness and compacted to approximately one (1) foot in thickness or as thin a layer as practical before the next layer is applied. All compacted solid waste shall be formed into cells with the working face and the side grades above land surface at a slope no greater than three feet horizontal to one foot vertical rise. The working face shall be only large enough to efficiently accommodate vehicles discharging waste.
38. Initial Cover and Intermediate Cover: Initial cover shall be applied at the end of each working day except the working face may be covered with temporary cover if solid waste will be placed on it within 18 hours. If additional waste is to be deposited on the working face within 18 hours, the initial cover may consist of a temporary cover, such as tarpaulin, that may be removed prior to the placement of additional waste. An intermediate cover of one (1) foot of compacted earth in addition to the six (6) inch initial cover shall be applied within seven (7) days of cell completion if final cover or an additional lift is not to be applied within 180 days of cell completion. All or part of the intermediate cover may be removed prior to placing additional waste or installing final cover.
39. Final Cover - Top: In descending order, the final cover system on the top (5 percent) slopes of the landfill shall consist of: 0.5 ft. thick vegetative layer, 1.5 ft. thick protective soil layer, 40-mil thick smooth polyethylene (PE) geomembrane, and 1-ft. thick (minimum) intermediate cover layer over the compacted waste.
40. Final Cover - Side Slopes: The final cover system on the 4H:1V side slopes of the landfill from top to bottom shall consist of: 0.5 -ft. thick vegetative layer, 1.5 - ft. thick protective layer, a geocomposite drainage layer, a 40-mil thick textured PE geomembrane, and a 1 - ft. thick (minimum) intermediate cover layer over the compacted waste.
41. Erosion Minimization: Erosion of the final cover system shall be minimized by final cover swales. The swales shall intercept sheet flow from the final cover system. The final cover swales shall direct the collected surface-water runoff to downchutes and the perimeter swale. A vegetative cover placed on the final cover slopes of the landfill will minimize erosion and reduce loss from the final cover system. The final cover system shall be periodically inspected and erosion damage or vegetative stress shall be repaired before significant erosion develops.
42. Side Slopes: The side slopes shall not be steeper than 4 horizontal to 1 vertical and, when the final cover is installed, shall be sodded to minimize erosion.

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43. Final Cover Surface Gradient: The top gradient of the final cover surface will have a gradient of 5 percent and shall take into consideration the effects of expected subsidence caused by settling and decomposition of the fill material to minimize ponding and erosion.
44. Routine Maintenance: Cracks or eroded sections in the surface of any filled and covered area shall be properly repaired and a regular maintenance program shall be followed to eliminate pockets or depressions that may develop as refuse settles. The slopes and drainage structures shall be inspected at least monthly and after major storm events for evidence of settling, erosion, washout or siltation.
45. Gas Monitoring: The permittee shall implement a gas management system to comply with Rule 62-701.530, F.A.C.
46. Landfill Elevation: The final (maximum) elevation of the Oak Hammock Disposal, Class I landfill, shall not exceed 178 feet NGVD.
47. Operation Training Compliance: The Oak Hammock Disposal, Class I landfill shall comply with Rule 62-701.320(15), F.A.C. - Operator training.
48. Operations Report: An operations report shall be submitted to the Department on a quarterly basis. Reports shall include the following:
  - a) types of solid waste received, and
  - b) quantities of solid waste received.

All submittals in response to this specific condition shall be submitted to: Solid Waste Section, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, with a copy to: Department of Environmental Protection, Central District, Solid Waste Section, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767.

49. Operation Permit Renewal: An operation permit renewal must be submitted at least 60 days prior to the expiration date of this permit. (Rule 62-4.090, F.A.C.).
50. Closure Permit Requirements: At least 90 days prior to the date when wastes will no longer be accepted, the owner or operator shall submit a closure permit application to the Department.
51. Solid Waste Disposal Rate: The average solid waste disposal rate for this source is 1700 tons per day as stated in the application. Actual operating rates may vary depending upon business conditions.
52. Substantial Changes or Revisions: The Department shall be notified and approval obtained prior to executing any substantial changes or revisions to the construction and operation authorized by this permit.
53. Financial Responsibility: The permittee shall maintain financial assurance in accordance with the requirements of Rule 62-701.630, F.A.C. Proof that the financial mechanisms are established and funded in accordance with Rule 62-701.630, F.A.C. and 40 CFR Part 264 Subpart H as adopted by reference in Rule 62-701.630, F.A.C. shall be submitted to the Department sixty (60) days prior to the acceptance of any solid waste at the facility. All submittals in response to this specific condition shall be sent to: Department of Environmental Protection, Financial Coordinator, Solid Waste Section, Twin Towers Office Building, 2600 Blair Stone Road, MS-4565, Tallahassee, Florida 32399-2400, **with a copy to:** Department of Environmental Protection, Central District, Solid Waste Section, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767.



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54. Annual Cost Estimates and Financial Instrument Adjustments: The permittee shall, in addition to annually adjusting the closure and long-term care cost estimates, adjust the financial assurance mechanism to reflect an increase in cost estimates. Cost estimate adjustments shall be in accordance with Rule 62-701.630(4), F.A.C. Instrument adjustments shall be in accordance with Rule 62-701.630, F.A.C. and 40 CFR Part 264, Subpart H as adopted by reference in Rule 62-701.630, F.A.C. Documentation of financial mechanism increases shall be submitted to: Financial Coordinator, Solid Waste Section, Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, MS-4565, Tallahassee, Florida 32399-2400. All estimate update submittals shall be sent to: Department of Environmental Protection, Central District, Solid Waste Section, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767.
55. Prevention of Significant Deterioration (PSD) Requirements: The landfill owner or operator is not required to obtain any air construction permit unless landfill construction or any modification is subject to the prevention of significant deterioration (PSD) requirements of Chapter 62-212, F.A.C. A landfill for which construction or modification is subject to PSD requirements must make application to the Bureau of Air Regulation, Mail Station 5505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, for an air construction permit and must obtain such permit prior to beginning any construction or modification.
56. Title V Permit Requirements: The landfill owner or operator is not required to obtain any air operating permit unless the landfill is required to obtain a Title V air operating permit (Title V permit) pursuant to Section 403.0872, F.S. A landfill is required to obtain a Title V permit if the landfill (or the total facility, if the landfill is contiguous or part of a larger facility) has the potential to emit 10 TPY of any hazardous air pollutant, 25 TPY of any combination of hazardous air pollutants or 100 TPY of any other regulated air pollutant. A landfill is also required to obtain a Title V permit if the maximum design capacity as defined in 40 CFR 60, Subpart WWW, is equal or greater than 2.5 million Megagrams or 2.5 million cubic meters. Title V permits must be applied for in accordance with the timing and content requirements of Rule 62-204.800, F.A.C. and Chapter 62-213, F.A.C. Title V applications shall be submitted to the Central District Air Program Administrator.
57. 40 CFR 60 Requirements: The permittee shall comply with the applicable requirements of 40 CFR 60, Subparts WWW and Cc, as adopted by reference at Rule 62-204.800, F.A.C. The permittee shall submit to the Division of Air Resources Management, Department of Environmental Protection, Mail Station 5500, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 any amended design capacity report and any Non-Methane Organic Compound (NMOC) emission rate report, as applicable, pursuant to 40 CFR 60.757(a)(3) and (b).

ISSUED: October 18, 2002

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



William M. Bostwick for

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Vivian F. Garfein  
Director, Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803