

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

S.R. PERROTT, INC.

Petitioner,

OGC CASE NO. 23-1309

v.

BELVEDERE TERMINALS COMPANY, LLC,
and DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondents.

AMENDED PETITION FOR ADMINISTRATIVE HEARING

Petitioner S.R. Perrott, Inc., pursuant to sections 120.569 and 120.57, Florida Statutes, and Chapter 28-106, Florida Administrative Code (“F.A.C.”) hereby files this Petition for Administrative Hearing¹ challenging the Department of Environmental Protection’s decision to issue air pollution construction Permit No. 1270233-001-AC (the “Permit”)² to Belvedere Terminals Company, LLC, to allow the construction of a petroleum bulk station and terminal that can receive, transfer and store in excess of twenty-million gallons of liquid petroleum products and additives. In support, Petitioner states as follows:

PARTIES

1. Petitioner S.R. Perrott, Inc. (“Petitioner”), is a Florida for profit corporation authorized to do business in Florida. Petitioner’s principal place of business is located at 1280 N. U.S. Highway 1, Ormond Beach, FL 32174. For the purposes of this proceeding, Petitioner’s

¹ In its Order Dismissing Petition with Leave to Amend, the Department notes that its Order “addresses only the merits of the Petition as a petition for administrative hearing.” As presented herein, Petitioner’s petition for administrative hearing is proper and timely based on the unique circumstances of this case. Petitioner acknowledges that it was not a party to the order granting the Permit, but this was due to the Petitioner being denied its due process rights following the improper and ineffective notice which did not meet the applicable requirements.

² A true and correct copy of the Permit is attached and incorporated as **Exhibit A**.

address and telephone number is that of its undersigned attorney.

2. Belvedere Terminals Company, LLC (“Belvedere”) is a foreign limited liability company authorized to do business in Florida. Belvedere’s principal place of business is located at 200 Central Avenue, 4th Floor, St. Petersburg, FL 33701, which also serves as its mailing address.

3. The Florida Department of Environmental Protection (the “Department”) is the state agency responsible for reviewing and approving or denying applications for air pollution construction permits, pursuant to the requirements of Chapter 403, Florida Statutes, and Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297 of the Florida Administrative Code. The Department’s address is 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000.

RECEIPT OF NOTICE

4. Petitioner received notice of the Department’s agency action of issuing the permit for the first time on August 2, 2023, while its Executive Vice President, R. Gary Connors, was getting a haircut through a conversation at the barbershop.

5. Petitioner immediately investigated the action by reaching out to its neighbor Halifax Paving, Inc., (“Halifax”) located 860 Hull Road, Ormond Beach, Florida 32714. Halifax had not heard of the agency action either, but was able to obtain a copy of the Permit from the Department’s public records. Halifax shared the Permit with Petitioner, later in the day, and Petitioner became more fully aware of the Department’s action.

BACKGROUND

6. On information and belief, Petitioner alleges that Belvedere filed its application for the Permit on March 2, 2023.

7. Belvedere requires the Permit to construct a stationary air emissions source

petroleum bulk station and terminal (“Fuel Terminal” or “Project”) that can store in excess of twenty-million gallons of liquid petroleum products and additives at 874 Hull Avenue, Ormond Beach, Florida.

8. On June 20, 2023, the Department sent a letter to Belvedere informing Belvedere of its obligation to “have published in the legal advertisement section of a newspaper of general circulation in the area affected by this project” a Public Notice of Intent to Issue Air Permit, which the Department enclosed with the letter. See **Exhibit B**.

9. Belvedere chose to publish the Department’s Public Notice of Intent to Issue Air Permit in The Hometown News – Ormond Beach edition during a holiday shortened week on July 7, 2023. See **Exhibit C** (the “Hometown News Proof of Publication”).

10. Based on its communications with the Department, Petitioner understands that the Department received no comments in response to Belvedere’s July 7, 2023 Public Notice.

11. The Department issued the Permit to Belvedere on August 1, 2023. See **Exhibit A**, the Permit.

12. As stated in Paragraph 4, Petitioner, which operates a food and beverage distribution business located across the Railroad Tracks and within direct view of the site covered by the Permit, only learned of the Permit on August 2, 2023, through a conversation at the barbershop and by working with its neighbors after that conversation to obtain a copy of the Permit from the Department.

13. Petitioner contacted Volusia County Council Chairman Jeff Brower and County Councilman Troy Kent, whose district includes the proposed Project site, on August 4, 2023, to inquire about the Fuel Terminal. However, neither Chairman Brower nor Councilman Kent was aware of the Project purportedly authorized by the Permit and as such were not able to provide the Petitioner any information.

14. Petitioner filed a Petition for an Administrative Hearing with the Department of Environmental Protection on August 15, 2023 (the “Original Petition”), thirteen days after it received actual notice of the agency action.

15. On August 29, 2023, the Department Dismissed the Original Petition with Leave to Amend.

SUBSTANTIAL INTERESTS

16. To show standing, a petitioner must demonstrate that (1) the petitioner will suffer injury in fact which is of sufficient immediacy to entitle him or her to a hearing under Sections 120.569 and 120.57, Florida Statutes, and (2) that the injury is of the type or nature which the administrative proceeding is designed to protect. *Agrico Chem. Co. v. Dep’t of Env’tl. Reg.*, 406 So. 2d 478, 482 (Fla. 2d DCA 1981). The Petitioner must allege that he or she is “immediately in danger of sustaining some direct injury as a result of the challenged agency’s action.” *Vill. Park Mobile Home Ass’n v. Dep’t of Bus. Reg.*, 506 So. 2d 426, 433 (Fla. 1st DCA 1987).

17. Here, Petitioner has a substantial interest in this proceeding because Petitioner is a property owner and operates a family-owned food and beverage distribution warehouse complex adjacent and immediately to the northeast across the Florida East Coast Railway tracks from proposed Fuel Terminal that can store in excess of twenty-million gallons of liquid petroleum products and additives.

18. Petitioner’s need for relief is immediate because the Department reviewed and issued the Permit even though Belvedere failed to comply with statutory notice requirements, and the property upon which the now-permitted Fuel Terminal will be constructed is immediately proximate to Petitioner’s warehouse complex.

19. Petitioner employs one-hundred and ninety (190) employees who work both inside and in the outdoor air of the warehouse complex proximate to the proposed Fuel Terminal location.

Petitioner has substantial interests and concern as to worker exposure to uncontrolled air emissions from the proposed Fuel Terminal.

20. Further, Petitioner's facility is a Food and Drug Administration ("FDA") Registered Facility (Registration # 169219717742). See FDA Application in **Exhibit D**. Petitioner's substantial interests are also affected due to its product exposure to air emissions coming from the proposed Fuel Terminal and the potential for this exposure to adversely affect its FDA Registration. These exposures include, but are not limited to, objectionable odors, volatile organic compounds (VOC) emissions, and organic solvents (OS) emissions coming from the Fuel Terminal. The VOC emissions have the potential to contaminate food products either upon their delivery to Petitioner's complex or as they are presently stored in Petitioner's ambient food storage warehouse. The fuel loading and storage operation permitted by the Department will create an immediate danger to Petitioner and will result in a direct injury of this nature.

21. Petitioner also holds a major distribution contract with the Molson Coors Beverage Company. Under this contract, Molson Coors audits Petitioner's complex to ensure environmental conditions are suitable to ensure beverage quality. Molson Coors typically evaluates ambient conditions within and surrounding Petitioner's complex. A failed audit of Petitioner's site due to petroleum odors or other emissions from the permitted Fuel Terminal jeopardizes Petitioner's business, through no fault of its own.

22. In addition, the proposed Fuel Terminal adversely affects Petitioner's substantial interests because of the Fuel Terminal's potential to emit pollutants, which that is further exacerbated by its physical and operational design which does not include any restrictions on the hours of operation of the facility.

23. For all of the above stated reasons, Petitioner has a substantial interest that will be affected by the permitted activity, establishing Petitioner's standing to challenge the Permit.

I. ARGUMENT

A. **Belvedere's failure to publish the legally required notice and provide sufficient proof of publication violated the due process rights of the Petitioner and invalidates the Permit.**

i. Belvedere's proof of publication was facially deficient.

24. The Department's issuance of the Permit is governed by Chapter 403, Florida Statutes, and Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. See **Exhibit A**, the Permit. Rule 62-110.106, F.A.C., provides the procedural provisions governing the Department's review and issuance of the Permit, including matters related to notice of the Department's intent to issue the Permit.

25. Rule 62-110.106(2), F.A.C., provides that "receipt of notice of agency action" means either receipt of written notice or publication of the notice in a newspaper of general circulation in the county or counties in which the activity is to take place...." Rule 62-110.106(3)(a)1., F.A.C., provides a period of 14 days, running from the date of receipt of notice by the petitioner, for the filing of a petition for an administrative hearing to contest the issuance of a permit under chapter 403, Florida Statutes.

26. Rule 62-110.106(5), F.A.C., governs the publication of notices regarding permits to be issued under chapter 403, Florida Statutes. The rule requires "each person publishing such a notice under this section shall do so at his own expense in the legal advertisements section of a newspaper of general circulation (i.e., one that meets the requirements of Sections 50.011 and 50.031, F.S.) in the county or counties in which the activity will take place or the effects of the Department's proposed action will occur, and shall provide proof of the publication to the Department within seven days of the publication." *Id.*

27. Sections 50.011 and 50.031, Florida Statutes, provide a list of requirements that a

newspaper must exhibit in order to be eligible to publish legal notices, as well as additional requirements that are imposed on the applicant publishing the notice. Section 50.031, Florida Statutes, states that “[n]o legal publication of any kind, nature, or description . . . shall be valid or binding or held to be in compliance with the statutes providing for such publication unless the same shall have been published in accordance with this section. . . . Proof of such publication shall be made by uniform affidavit.” *See also* § 50.041(1), Fla. Stat. (“All affidavits made for the purpose of establishing proof of publication of public notices or legal advertisements **shall be uniform** throughout the state.”) (emphasis added).

28. Rule 62-110.106, F.A.C., explicitly recognizes the importance of the proof of publication of the notice:

“Notice to substantially affected persons on applications for Department permits or other authorizations **is an essential and integral part** of the state environmental permitting process. Therefore, **no application for a permit** or other authorization for which published notice is required shall be granted **until proof of publication of notice** is made by furnishing a **uniform affidavit in substantially the form prescribed in Section 50.051 of the Florida Statutes**, to the office of the Department issuing the permit or other authorization.”

R. 62-110.106(9), F.A.C. (emphasis added).

29. Section 50.051, Florida Statutes, provides the form of the required “uniform affidavit.” The statute provides the exact required layout and specific text that is to appear on the uniform affidavit, which includes the following elements: (1) an oath taken by the affiant; (2) a statement regarding the matter to which the proof of publication relates; (3) a statement of the date of publication of the notice; (4) identification of the publication in which the notice appeared; (5) a statement that the publication “complies with all legal requirements for publication in chapter 50, Florida Statutes”; and (6) a space for notarization by a notary public, including the standard statements regarding identification of the affiant.

30. The proof of publication provided by Belvedere to the Department does not comply

with the statutorily required form or provide the statutorily required content in the “uniform affidavit.” See **Exhibit C** (the Hometown News Proof of Publication). The differences are not insignificant. Whereas Section 50.051 requires the proof of publication to take the form of an “affidavit,” and requires the affiant to take an oath swearing to the accuracy of the statement appearing therein, the Hometown News Proof of Publication is not an affidavit and contains no oath or statement under penalties of perjury attesting to the accuracy of the statements contained therein. *Id.* Nor does the Hometown News Proof of Publication satisfy the requirements of Section 92.525, Florida Statutes, for a declaration in lieu of an affidavit, which must be made “under penalties of perjury.” § 92.525(2), Fla. Stat.

31. In addition, and of particular note in light of the circumstances discussed in more detail below, the Hometown News Proof of Publication does not contain a statement that the publication “complies with all legal requirements for publication in chapter 50, Florida Statutes.” See **Exhibit C**.

32. In addition to the above, the Hometown News Proof of Publication further fails to comply with statutory requirements (i.e., no statement regarding the method of confirming the affiant’s identity, no statement of the matter to which the affidavit related, and formatting deviations). *Id.* These additional failures are likewise sufficient to invalidate the effectiveness of the Proof of Publication on their own, particularly in light of the multiple statutory provisions requiring all such proofs of publication to take the form of the prescribed “uniform affidavit.” See §§ 50.031, 50.041, and 50.051, Florida Statutes.

33. Assuming *arguendo* that the Department found these additional deviations to be insufficiently substantive to invalidate the Hometown News Proof of Publication (which it should not), the same clearly cannot be said of the Hometown News’ failure to swear under penalties of perjury, further ignoring the requirements for publication in Chapter 50, Florida Statutes. *Id.*

34. That is because, as discussed below and upon information and belief, it appears that the Hometown News fails to satisfy the statutory requirements to qualify for publication of legal notices. In the absence of a statement in the required proof of publication, made under penalties of perjury, attesting to the Hometown News' qualification, there is no evidence upon which the Department can rely to find that the required legal notice was published. Others have certainly also raised questions as to the Hometown News' qualifications and the sufficiency of notice, and generally there has been an extremely loud response since this Project became more understood by the community. *See Exhibit E* (providing examples where others express concern as to the lack of notice and the Project's approval and impacts).

ii. The Hometown News does not qualify for publication of legal notices.

35. As noted above, Sections 50.011 and 50.031, Florida Statutes, have numerous, specific requirements for publications to qualify as a publisher of legal notices. As provided by Section 50.011, a qualifying newspaper must be:

- a. Printed and published periodically at least once a week;
- b. Contain at least 25 percent of its words in the English language;
- c. Be available to the public generally for the publication of official or other notices;
- d. Customarily contain information of a public character or of interest or of value to the residents or owners of property in the county were published, or of interest or value to the general public;
- e. Have an audience consisting of at least 10 percent of the households in the county, as determined by the most recent decennial census; and
- f. Be sold or otherwise available to the public at no less than 10 publicly accessible outlets.

§ 50.011(1), Fla. Stat.

36. Alternatively, the publication can be “entered or qualified to be admitted and entered as periodical class mail at a post office in the county where published,” or can be “designated by the county for the publication of legal notices and advertisements.” § 50.011(1)(b), Fla. Stat.

37. The Hometown News has not been designated by Volusia County for the publication of legal notices and advertisements. Furthermore, the Hometown News’ failure to provide a sufficient affidavit further draws into question whether or not the Hometown News has been “entered or qualified to be ... entered as periodical class mail at a post office” in Volusia County or meets the statutory requirements. Upon information and belief and the analysis herein, the Hometown News does not meet the statutorily-required criteria enumerated above. Petitioner’s analysis and others who state they were unaware of the agency action (**Exhibit E**), even though the Hometown News purportedly ran its publication, shows that the Hometown News is a deficient publication that does not meet the statutorily required qualifications for public notices and at a minimum, Belvedere’s notice was wholly ineffective.

38. For example, based on the “Publication Audit Report” produced by the Circulation Verification Council and posted on The Hometown News website, it does not appear that the Hometown News satisfies the requirement that it have an “audience consisting of at least 10 percent of the households in the county, as determined by the most recent decennial census.” *See Exhibit F, Publication Audit Report, available at https://www.hometownnewsvolusia.com/classifieds/service/audit-period-january-1-2020-september-30-2021/pdfdisplayad_c19812ac-9b12-11ec-bb2b-ef0212aeb8eb.html, accessed on Sept. 22, 2023; see also § 50.011(1), Fla. Stat.*

39. According to the statute, the size of the “audience” is to be calculated by combining the total number of print copies of the publication, “of which at least 25 percent of such print copies

must be delivered to individuals' home or business addresses," with the total number of online unique monthly visitors to the publication's website "**from within the state**", as measured by industry-accepted website analytics software. § 50.011(1), Fla. Stat. (emphasis added).

40. According to the most recent decennial census, there are 228,569 households in Volusia County. See **Exhibit G**, Census. As such, the Hometown News must have an "audience" of at least 22,856 households, as calculated according to the statutory formula. The Hometown News Proof of Publication indicates that the Notice (**Exhibit B**) was only published in the "Ormond Beach" edition, which only has a press run of 19,118 according to the Publication Audit Report. See **Exhibit F**, at 12. There is no indication in either the Notice or in the Publication Audit Report regarding how many of the 19,118 copies are "delivered to individuals' home or business addresses."

41. The same issue is apparent when determining how many of the monthly unique visitors to the website www.hometownnewsvolusia.com are visitors "from within the state," as statutorily required to count toward the size of the relevant "audience." It is also not clear from the Proof of Publication that the Belvedere Notice was even published on the aforementioned website at all. As such, there is insufficient proof for the Department to determine, based either on the publicly available information or from the statutorily deficient Proof of Publication, that the Hometown News qualifies to publish such legal notices.

42. Adding to the failures set forth above, there is likewise no information on whether the Hometown News – Ormond Beach is "sold or otherwise available to the public at no less than 10 publicly accessible outlets," or that it contains a sufficient amount of editorial content to satisfy the statutory requirement that it contain "information of a public character." See § 50.011(1), Fla. Stat.

43. Given the numerous failures set forth above, and in the absence of an adequate

attestation made via the statutorily required “uniform affidavit” by the Hometown News that it has fulfilled the statutory requirements for eligibility to publish legal notices, there is no basis for the Department, or anyone else, to find that the Hometown News is an eligible publication in which the Notice could have been published.

44. As such, Belvedere failed to comply with the statutory notice requirements by “publishing” the Notice in the Hometown News – Ormond Beach edition, rendering the Notice insufficient from the outset, which failed to provide Petitioner with due process, and which renders the Permit itself *void ab initio*. See Atty. Gen. Op. 90-67 (“Florida follows the majority view whereby measures passed in contravention of notice requirements are invalid, that is, they are null and void if not strictly enacted pursuant to statutory requirements.”).

- iii. Failure to publish a statutorily-compliant notice or provide sufficient proof of publication renders the Permit null and void.

45. “Notice to substantially affected persons on applications for Department permits ... is an essential and integral part of the state environmental permitting process.” R. 62-110.106(9), F.A.C. Adequate notice is so important in the environmental permitting process, as well as other contexts, because of its implications for due process of law. See *Snowden v. Ill. Dep’t of Human Servs.*, 75 F.4th 789, 794 (7th Cir. 2023) (“The fundamental requirement of due process is the opportunity to be heard at a meaningful time and in a meaningful manner.”); see also *Pena v. Rodriguez*, 273 So. 3d 237, 240 (Fla. 3d DCA 2019) (“Basic due process requires a party to be provided notice and a meaningful opportunity to be heard, the denial of which constitutes fundamental error.”).

46. The right to due process is enshrined in both the United States and Florida Constitutions because of its fundamental role in the protection of life, liberty and property. See U.S. Const. amend. XIV, § 1 (“No State shall ... deprive any person of life, liberty, or property,

without due process of law....”); *see also* Fla. Const. art. I, § 9 (“No person shall be deprived of life, liberty or property without due process of law....”).

47. And because adequate notice to substantially affected persons of proposed government action is so important, “[i]n sections 50.011 and 50.031, Florida Statutes, the Legislature has prescribed detailed minimum requirements that a newspaper must satisfy before it qualifies for publication of legal notices.” Atty. Gen. Op. 96-44. “The purpose of sections 50.011 and 50.031, is to provide as effective notice as possible to local residents and property owners of legal events and actions having local significance.” *Sarasota Herald-Tribune Co. v. Sarasota Cnty.*, 632 So. 2d 606 (Fla. 2d DCA 1994)(citing Atty. Gen. Op. 74-125); *see also* Atty. Gen. Op. 96-44 (“[T]he requirements established in sections 50.031 and 50.051, Florida Statutes, for legal notices seek to ensure that such notices are actually circulated in the community such that affected individuals will have the opportunity to be made aware of the impending actions that are advertised.”).

48. Furthermore, with regard to proofs of publication of the required legal notice, the Florida Statutes require the affiant to “swear” to certain facts regarding the notice. *See* Atty. Gen. Op. 2002-70. Where those factual requirements have not been satisfied, then the legal notice is not sufficient under the law, as noted by the Florida Attorney General. *Id.*; *see also* Atty. Gen. Op. 2012-11 (requirement that statements be made in the “uniform affidavit used to establish proof of publication” supported conclusion that failure to establish those facts invalidated the notice).

49. As discussed at length above, Belvedere failed to publish Notice of the Intent to Issue the Permit in an eligible publication for posting such legal notices, and further, Belvedere failed to provide the Department with a legally sufficient proof of publication swearing under penalties of perjury to such publication. As such, the Permit issued to Belvedere is *void ab initio*. *See* Atty. Gen. Op. 90-67 (“Florida follows the majority view whereby measures passed in

contravention of notice requirements are invalid, that is, they are null and void if not strictly enacted pursuant to statutory requirements.”); *see also* Atty. Gen. Op. 2012-11 (“This office has stated that **strict compliance** with these minimum requirements forecloses the prospect of a successful due process challenge to the notice provided.”) (emphasis added). Therefore, as here, where an applicant’s notice is not in “strict compliance” with the minimum statutory requirements, it is subject to a due process challenge predicated on insufficient notice.

50. This result is required by the governing Rules, in addition to case law and Florida Attorney General Opinions. *See* R. 62-110.106(9), F.A.C. ([N]o application for a permit ... for which published notice is required shall be granted until proof of publication of notice is made by furnishing a uniform affidavit in substantially the form prescribed in Section 50.051 of the Florida Statutes.”); *see also* R. 62-110.106(11), F.A.C. (“Failure to publish ... notice of intent to issue permit ... shall be an independent basis for the denial of the permit”); R. 62-110.106(10), F.A.C. (applicant “cannot justifiably rely on the finality of the Department’s decision unless the notice has been duly published”).

51. The significance of sufficient notice and its implications for due process have been explicitly recognized by Florida courts in the context of environmental permitting. *See, e.g., Wentworth v. State of Fla. Dep’t of Envtl. Prot.*, 771 So. 2d 1279 (Fla. 4th DCA 2000). In *Wentworth*, the Fourth District agreed with the Department that “objecting neighbors” were permitted to participate in an administrative proceeding related to issuance of Departmental “consent” to construction of a boat docking facility over sovereign submerged lands, even though the permittee had already begun construction of the dock. *Id.* There, the permittee “did not publish notice in a newspaper of general circulation,” and the objecting neighbors were not otherwise provided notice of the proposed project. *Id.* at 1280. Once the neighbors learned of the proposed construction, they “promptly disputed” the right to construct the dock. *Id.* at 1281. The permittee

objected to the neighbors' right to challenge the permit, arguing they were too late. *Id.*

52. The Fourth District disagreed with permittee's arguments, noting that "[d]ue process considerations in this case run not only to [the permittee], in his attempt to obtain consent to build the dock, but also to his neighbors who would be substantially affected by the construction." *Id.* at 1280. Because the permittee did not publish notice, and the neighbors were never provided notice by other means, the "neighbors were denied 'a clear point of entry' until they actually saw the construction taking place." *Id.* at 1281.

53. The same logic applies to the facts and circumstances raised in this Petition. Belvedere failed to publish a legally sufficient notice apprising substantially affected persons of the Department's intent to issue the Permit, and relatedly failed to provide the Department with a legally compliant proof of publication of that notice. As in *Wentworth*, the substantially affected persons living and working in the vicinity of the proposed facility were denied "a clear point of entry," in violation of their right to due process of law.

54. Petitioner is a substantially affected person that was denied a "clear point of entry" due to Belvedere's failure to publish a legally sufficient notice in a legally sufficient publication and as a result, the Permit must be deemed "null and void." Atty. Gen. Op. 90-67.

B. The Petition cannot be considered untimely as a matter of law, or, in the alternative, was timely submitted.

55. As discussed in detail above, Belvedere failed both to publish a legally compliant Notice of the Department's Intent to Issue the Permit and to provide the Department with a legally compliant proof of publication. As a result, the time period for filing a Petition challenging the Permit's issuance never began to run. *Manasota-88, Inc. v. Dep't of Env'tl. Reg.*, 417 So. 2d 846, 847 (Fla. 1st DCA 1982) (time for filing challenge to agency action does not begin to run until the agency provides a clear point of entry; accordingly, a petition challenging agency action is not

untimely filed if the agency never provided a clear point of entry); *see also* R. 62-110.106(2) and (3), F.A.C. (providing a period of 14 days to petition running from “receipt of notice of agency action”, which occurs upon either actual receipt of written notice or publication of the notice in a newspaper of general circulation).

56. The Petitioner was not provided written notice, and because Belvedere did not publish legally compliant notice, the time for the filing of a petition by any substantially affected party, including but not limited to the Petitioner here, never began to run. If the time period for filing a petition never began to run, then this Petition cannot be considered “untimely” as a matter of law. *Manasota-88, Inc.*, 417 So. 2d 846, 847 (Fla. 1st DCA 1982).

57. In the alternative, even if the Department finds that the 14-day period for filing the Petition did begin to run, then the Petition was timely filed for two reasons. First, as noted above in the Background discussion, the Petitioner did not receive actual notice of the Department’s Intent to issue the Permit until August 2, 2023. See ¶ 4. The original Petition in this matter was filed by Petitioner with the Department on August 15, 2023, as noted in the Order Dismissing the Petition. See also **Exhibit H**, Letter Petition for Administrative Hearing, dated August 15, 2023.

58. August 15 is thirteen days after August 2, the day that the Petitioner received actual notice of the Permit, which is within the fourteen day window for filing the Petition provided by Rule 62-110.106(3), F.A.C.

59. This fact pattern is very similar to that presented to the Fourth District Court of Appeal in a case involving a challenge of the Department’s issuance of a coastal construction control line permit, in which the Fourth District reversed the Department’s dismissal of a petition for administrative hearing that was predicated on the lack of sufficient notice. *See Accardi v. Dep’t of Env’tl. Prot.*, 824 So. 2d 992 (Fla. 4th DCA 2002). There, the petitioners alleged that the applicant “failed to publish notice.” *Id.* at 994. The Department dismissed the petition finding that

the petitioners had received notice via a letter the Department sent them, and further that they had failed to timely petition within the required time after receiving the notice. *Id.* at 994-95. The petitioners, however, denied that they received the Department's letter. *Id.* Rather, they asserted that they learned about the permit from another, unspecified source, approximately 6 weeks after the Department allegedly notified them by letter. *Id.* at 994. As alleged by the petitioners, their petition for administrative hearing was timely based on this later date of "actual notice" of the permit. *Id.*

60. The Fourth District reversed the Department's dismissal, holding that the timeliness of the petition presented a disputed issue of fact that must be resolved in the administrative process. *Id.* at 995. Specifically, the Fourth District held that a factfinder "must determine whether the [petitioners] received the written notice allegedly mailed by DEP." *Id.* So too here.

61. Even if the Department finds here that the time for filing a petition began to run, the Department should still refer the case to the Division of Administrative Hearings for a hearing to determine the disputed issues of material as to whether the original Petition was timely filed.

62. Lastly, in the Department's Order Dismissing Petition with Leave to Amend, the Department noted its authority under section 120.569(2)(c), Florida Statutes, to provide the Petitioner an opportunity to file a timely amended petition including allegations of additional facts and legal authorities to cure any defects in the original Petition. See Order at pp. 3-4; *see also* R. 62-110.106(4), F.A.C. ("For good cause shown, the Secretary of the Department ... may grant an enlargement of time for the doing of any act ... even if the period has expired, upon motion showing that the failure to act was the result of excusable neglect.").

63. Although "excusable neglect" is normally associated with the actions or inactions of counsel, by this Amended Petition, the Petitioner has alleged numerous additional facts and legal authorities to cure any defects in the Original Petition, as permitted by the Department in the

Order. Furthermore even if the Department ignores all of the failures of proper notice or a statutorily compliant proof of such “publication,” it is clear that the Original Petition was filed when Petitioner received actual notice of the Permit, and if the Original Petition was untimely filed it was only done so “excusably” for the myriad reasons provided throughout this Amended Petition.

64. As such, for all of the reasons discussed herein, the Department should not hold the Petition to be untimely.

C. The Department’s and Belvedere’s failure to notice Belvedere’s Application as required by rule deprived Petitioner of an early clear point of entry into the proceedings.

65. Rule 62-110.106(6) of the Florida Administrative Code requires the “publication of a notice of application...for those projects that, because of their **size, potential effect on the environment** or natural resources, **controversial nature**, or **location**, are **reasonably expected** by the Department to result in a heightened public concern or likelihood of request for administrative hearing.” R. 62-110.106(6), F.A.C. (emphasis added)(noting that publication “shall be required”).

66. In terms of size and scope, Belvedere’s Fuel Terminal will consist of storage tanks that can store in excess of twenty-million gallons of liquid petroleum products and additives. Fla. Dep’t of Env’tl. Prot., Technical Evaluation and Preliminary Determination, 3 (June 20, 2023)(contained within Permit file)(hereinafter “Preliminary Determination”). The Fuel Terminal will also have approximately 160,000 gallons of storage capacity for propane which will be stored under pressure. *Id.*

67. In terms of potential effect on the environment, the mere fact that Belvedere will require air permits as well as a litany of other permits are clear indicators that the Project has the “potential to effect...the environment.” R. 62-110.106(6), F.A.C.

68. To say that this Project is controversial is an understatement. See **Exhibit E**.

69. From a location standpoint, as stated in Paragraph 17, the Project is positioned adjacent to Petitioner's complex. Despite this important factor, it is unfathomable and almost disingenuous that land uses immediately adjacent to the Project seemed to be excluded from the Preliminary Determination analysis. See Preliminary Determination, p. 2, Fig. 3 (seeming to cut off the aerial photo to exclude the Petitioner's complex) and p. 3, Fig. 4 (showing certain uses around the proposed facility but again seemingly erasing adjacent uses).³

70. In this case, the Project and the application at its genesis required the Department to publish notice of the application. The Department and Belvedere's failure to perform this requirement deprived Petitioner of this additional early clear point of entry. And, without a clear point of entry, Petitioner's entry into the proceedings at this point cannot be untimely. See *Manasota-88, Inc.* 417 So. 2d 846, 847 (Fla. 1st DCA 1982).

DISPUTED ISSUES OF MATERIAL FACT

71. The following issues of material fact are in dispute:

- a. Whether the Hometown News Proof of Publication satisfies the legal requirements imposed on such Proofs of Publication by Florida law;
- b. Whether the Hometown News – Ormond Beach is an eligible publication under Florida law for publishing the required legal notice of the Permit;
- c. Whether Belvedere and the Department failed to publish notice of the permit application as required by Rule 62-110.106(6) of the Florida Administrative Code;
- d. Whether the Original Petition was timely filed;
- e. Whether the Department properly considered the Project's Potential to Emit based

³ The exclusion of Petitioner's complex in this Preliminary Determination of Location analysis is a gross error and seems to be misleading by the applicant in this case. This is especially critical when considering that a great deal of fuel transfer activities (listed as over a half a billion gallons per year of truck throughput volume) planned immediately next to Petitioner's complex. Preliminary Determination at 4 and Fig. 4 (illustrating the switch-yard that will be constructed, but showing Petitioner's land as vacant right next to it). In addition to Petitioner's location, use, and substantial interests, other nearby surrounding land uses include a recreational sports complex, other commercial businesses, and an age restricted community.

- on factors including location, surrounding land uses, and hours of operation;
- f. Whether the Department erred in determining that no air quality modeling was required;
 - g. Whether the substantial interests of Petitioner are affected by the Department's issuance of the Permit.

STATEMENT OF ULTIMATE FACTS

72. The Hometown News Proof of Publication is insufficient as a matter of law, rendering both the Proof of Publication and the Permit null and void.

73. The Hometown News – Ormond Beach does not satisfy the statutory criteria to be eligible for publication of legal notices. As such, both the legal notice purportedly published by Belvedere in the Hometown News – Ormond Beach is null and void, as is the Permit.

74. The Permit and its safeguards do not fully consider and mitigate the proposed Project's full Potential to Emit pollutants.

75. The Original Petition for Administrative Hearing was timely filed.

STATEMENT OF SPECIFIC RULES AND STATUTES REQUIRING REVERSAL

76. The following statutes require reversal of the Department's issuance of the Permit:

- a. Section 50.011, Florida Statutes;
- b. Section 50.031, Florida Statutes;
- c. Section 50.041, Florida Statutes;
- d. Section 50.051, Florida Statutes; and
- e. Chapter 403, Florida Statutes.

77. In addition, the following rule requires reversal of the Department's issuance of the Permit:

- a. Rule 62-110.106, F.A.C.;
- b. Rule 62-4, F.A.C.;

- c. Rule 62-204, F.A.C.;⁴
- d. Rule 62-210, F.A.C.;
- e. Rule 62-212, F.A.C.;
- f. Rule 62-213, F.A.C.; and
- g. Rule 62-297, F.A.C.

REQUESTED RELIEF

78. Petitioner respectfully requests the following:

a. That the Division of Administrative Hearings schedule a formal administrative hearing to determine the following issues: (1) Belvedere's compliance with the requirements of Florida law regarding the provision of notice to substantially affected persons; (2) Belvedere's compliance with the requirements of Florida law regarding the provision of a proof of publication of such notice to the Department; (3) Belvedere's and the Department's compliance with the requirements to publish the application for the Permit considering the factors relating to the Project; and (4) whether the Petition was timely filed.

b. That an Administrative Law Judge, following a formal administrative hearing, enter a Recommended Order finding that Belvedere did not comply with the requirements of Florida law governing the provision of notice of the Department's Intent to issue the Permit and the provision of proof of publication of such notice to the Department, and as a result, that the Permit is null and void.

c. That the Department require Belvedere to publish a legally compliant notice of the Department's intent to issue the Permit, and provide a legally compliant proof of publication of such notice.

⁴ Rule 62-204.800, F.A.C. also adopts and incorporates by reference federal regulations that are also applicable to Belvedere's application.

d. That after publication of such notice by Belvedere, the Department permit Petitioner and all other substantially affected persons a “clear point of entry” to challenge the issuance of the Permit.

e. That an Administrative Law Judge finds that the Permit does not provide reasonable assurances that the substantial interests of the Petitioner are protected, and as a result orders the Department to reconsider the basis of issuance and revoke the Permit.

f. Such additional relief as is consistent with this Petition.

79. The requested relief is just and proper for the reasons set forth in this Petition and in accordance with Chapters 50, 120, and 403, Florida Statutes, including Sections 120.569, and 120.57, Florida Statutes, and Rule 62-110.106, F.A.C.

80. Petitioner reserves the right to amend this Petition.

Respectfully submitted,

/s/ F. Joseph Ullo, Jr.

F. Joseph Ullo, Jr.
Florida Bar Number 27166
Benjamin E. Stearns
Florida Bar No. 109774
CARLTON FIELDS, P.A.
215 S. Monroe St.
Suite 500
Tallahassee, FL 32301
Telephone: (850) 224-1585
Facsimile: (850) 222-0398

Primary Email: jullo@carltonfields.com
bstearns@carltonfields.com

Secondary Email: cthompson@carltonfields.com

Counsel for Petitioner S.R. Perrott, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing Amended Petition for Administrative Hearing was filed by e-mail with the Agency Clerk at lea.crandall@dep.state.fl.us, Department of Environmental Protection, Office of the General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, FL 32399-3000, and a copy of the foregoing Amended Petition for Administrative Hearing was emailed to Michael Benedetto, Chief Operating Officer, Belvedere Terminals Company, LLC, at mikeacctcenter@gmail.com, on this 25th day of September 2023.

/s/ F. Joseph Ullo, Jr. _____
F. Joseph Ullo, Jr.

Exhibit A



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

PERMITTEE

Belvedere Terminals Company, LLC
874 Hull Avenue
Ormond Beach, FL 32174

Authorized Representative:
Michael Benedetto, Chief Operating Officer

Air Permit No. 1270233-001-AC
Permit Expires: December 31, 2025
Minor Air Construction Permit
Construction of Ormond Beach
Terminal

PROJECT

This is the final air construction permit, which authorizes the construction of the Ormond Beach Terminal. The proposed work will be conducted at the new Ormond Beach Terminal, which is a petroleum bulk station and terminal categorized under Standard Industrial Classification No. 5171. The new facility will be located in Volusia County at a greenfield site located at 874 Hull Avenue, in Ormond Beach, Florida. The UTM coordinates of the new facility are Zone 17, 488.84 kilometers (km) East, and 3,243.45 km North.

This final permit is organized into the following sections: Section 1 (General Information); Section 2 (Administrative Requirements); Section 3 (Emissions Unit Specific Conditions); and Section 4 (Appendices). Because of the technical nature of the project, the permit contains numerous acronyms and abbreviations, which are defined in Appendix A of Section 4 of this permit.

STATEMENT OF BASIS

This air pollution construction permit is issued under the provisions of: Chapter 403 of the Florida Statutes (F.S.) and Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297 of the Florida Administrative Code (F.A.C.). The permittee is authorized to conduct the proposed work in accordance with the conditions of this permit. This project is subject to the general preconstruction review requirements in Rule 62-212.300, F.A.C. and is not subject to the preconstruction review requirements for major stationary sources in Rule 62-212.400, F.A.C. for the Prevention of Significant Deterioration (PSD) of Air Quality.

Upon issuance of this final permit, any party to this order has the right to seek judicial review of it under Section 120.68 of the Florida Statutes 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 (Mail Station #35, 3900 Commonwealth Boulevard, 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 Tallahassee, Florida

David Lyle Read, P.E., Environmental Administrator
Permit Review Section
Division of Air Resource Management

PERMIT

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Final Air Construction Permit package was sent by electronic mail, or a link to these documents made available electronically on a publicly accessible server, with received receipt requested before the close of business on the date indicated below to the following persons.

Mr. Michael Benedetto, Belvedere Terminals Company, LLC: mikeacctcenter@gmail.com

Ms. Emily Schwartz, Trinity Consultants: Emily.Schwartz@trinityconsultants.com

Mr. Michael Ballenger, P.E., Trinity Consultants: MBallenger@trinityconsultants.com

Ms. Akiko Carlson, resident: akiko.arkstudios@yahoo.com

Dr. Charleen Evans-Thomas, resident: charojay@aol.com

Ms. Sharon Trescott, resident: jtrescott32@aol.com

DEP Central District: DEP_CD@dep.state.fl.us

Ms. Amy Hilliard, DEP PRS: Amy.Hilliard@FloridaDEP.gov

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the designated agency clerk, receipt of which is hereby acknowledged.

SECTION 1. GENERAL INFORMATION

FACILITY DESCRIPTION

The Ormond Beach Terminal will primarily consist of multiple truck loading bays, an aboveground tank farm, an engine-driven emergency generator, and fire protection system which includes an engine-driven emergency fire water pump. The Ormond Beach Terminal will be used to load gasoline, diesel, ethanol, and biodiesel into trucks via the loading rack. The propane will be loaded at a separate area from the main truck loading rack in a closed system. The truck bottom loading rack will have 6 bays under the canopy (i.e., Bay Nos. 1-6). These bays will consist of 5 loading bays and 1 offload/load bay. The majority of refined products will be received via railcar, but additives will be delivered via truck and will be offloaded at Bay No. 1. The loading rack will be equipped with a vapor recovery unit (VRU) and a backup flair or vapor combustion unit (VCU) to control VOC emissions. The tank farm will contain a total of 16 storage tanks consisting of 4 floating roof storage tanks (40 CFR 60 Subpart Kb) that will typically store blend-stock gasoline, and ethanol; 8 fixed roof storage tanks (exempt) that will typically store ultra-low sulfur diesel (ULSD), biodiesel, and gasoline additives; and 4 pressurized storage tanks (exempt) that will typically store propane. The gasoline fuel terminal will be designed to meet a 1 mg/liter gasoline loaded consistent with the federal rule at 40 CFR 60 Subpart XXa which was proposed June 10, 2022.

PROPOSED PROJECT

This permit authorizes the construction of the facility as described above. The facility will be designed to achieve maximum truck loading throughputs of 357,588,000 gallons per year (gal/yr) of gasoline, and 36,120,168 gal/yr of ethanol. The facility will also have truck loading of diesel, biodiesel and propane (separate loading area). Specific information about the proposed tank farm is provided in the following table:

Tank ID No.	Tank Type	Capacity (gallons)	Product Stored	Diameter (ft)	Height (ft)
IFR-1	Internal Floating Roof Vertical Tank	4,607,400	Gasoline	140	40
IFR-2		4,607,400	Gasoline	140	40
IFR-3		1,503,600	Gasoline	80	40
IFR-4		4,607,400	Ethanol	140	40
FR-1	Vertical Fixed-Roof Tank (exempt)	4,607,400	ULSD	140	40
FR-2		315,000	Biodiesel	37	40
FR-3		5,000	Additive	8	13.6
FR-4		5,000	Additive	8	13.6
FR-5		5,000	Additive	8	13.6
FR-6		5,000	Additive	8	13.6
FR-7		5,000	Additive	8	13.6
FR-8		5,000	Additive	8	13.6
FR-9	Pressurized Vertical Fixed Roof Tank (exempt)	40,000	Propane	26	16
FR-10		40,000	Propane	26	16
FR-11		40,000	Propane	26	16
FR-12		40,000	Propane	26	16

The loading rack VCU fires natural gas. The combination of the VRU and VCU will be designed to achieve a gasoline loading emissions limit of 1 milligram of total organic compounds (TOC) per liter of gasoline loaded. The emergency generator will be driven by a diesel engine with a rating of approximately 2,000 horsepower (HP). The emergency fire water pump will be driven by a diesel engine with a rating of approximately 500 HP.

The emergency diesel engines would be exempt emissions units, pursuant to Rule 62-210.300(3)(a)35., F.A.C., and are subject to 40 CFR 60, Subparts A and IIII and 40 CFR 63, Subparts A and ZZZZ. The loading racks and gasoline storage tanks would be subject to 40 CFR 63, Subpart BBBB, which *has not been adopted* and incorporated by reference in Rule 62-204.800, F.A.C. These emissions units must comply with the applicable regulations in these subparts. All proposed fixed roof tanks meet the exemption criteria in Rule 62-210.300(3)(b), F.A.C.

This project will add the following nonexempt emissions units.

SECTION 1. GENERAL INFORMATION

EU No.	Emission Unit Description
001	Four Floating Roof Tanks
002	Truck Loading Operations with VRU and Backup VCU

FACILITY REGULATORY CLASSIFICATION

- The facility is not a major source of hazardous air pollutants (HAP).
- The facility does not operate units subject to the acid rain provisions of the Clean Air Act (CAA).
- The facility is not a Title V major source of air pollution in accordance with Chapter 62-213, F.A.C.
- The facility is not a major stationary source in accordance with Rule 62-212.400, F.A.C. for the PSD of Air Quality.
- The facility operates units subject to the New Source Performance Standards (NSPS) of Title 40 Part 60 of the Code of Federal Regulations (40 CFR 60).
- The facility operates units subject to the National Emissions Standards of Hazardous Air Pollutants (NESHAP) of 40 CFR 63.

SECTION 2. ADMINISTRATIVE REQUIREMENTS

1. Permitting Authority: The permitting authority for this project is the Permit Review Section in the Division of Air Resource Management of the Department of Environmental Protection (Department). The Permit Review Section mailing address is 2600 Blair Stone Road (MS #5505), Tallahassee, Florida 32399-2400.
2. Compliance Authority: All documents related to compliance activities such as reports, tests, and notifications shall be submitted to the Central District Compliance Assurance Program at: 3319 Maguire Blvd. Ste 232, Orlando, FL 32803 or DEP_CD@dep.state.fl.us. Telephone 407.897-4100.
3. Appendices: The following Appendices are attached as a part of this permit: Appendix A (Citation Formats and Glossary of Common Terms); Appendix B (General Conditions); Appendix C (Common Conditions); and Appendix D (Common Testing Requirements).
4. Applicable Regulations, Forms and Application Procedures: Unless otherwise specified in this permit, the construction and operation of the subject emissions units shall be in accordance with the capacities and specifications stated in the application. The facility is subject to all applicable provisions of: Chapter 403, F.S.; and Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-296 and 62-297, F.A.C. Issuance of this permit does not relieve the permittee from compliance with any applicable federal, state, or local permitting or regulations.
5. New or Additional Conditions: For good cause shown and after notice and an administrative hearing, if requested, the Department may require the permittee to conform to new or additional conditions. The Department shall allow the permittee a reasonable time to conform to the new or additional conditions, and on application of the permittee, the Department may grant additional time. [Rule 62-4.080, F.A.C.]
6. Modifications: The permittee shall notify the Compliance Authority upon commencement of construction. No new emissions unit shall be constructed and no existing emissions unit shall be modified without obtaining an air construction permit from the Department. Such permit shall be obtained prior to beginning construction or modification. [Rules 62-210.300(1) and 62-212.300(1)(a), F.A.C.]
7. Construction and Expiration: The expiration date shown on the first page of this permit provides time to complete the physical construction activities authorized by this permit, complete any necessary compliance testing, and obtain an operation permit. Notwithstanding this expiration date, all specific emissions limitations and operating requirements established by this permit shall remain in effect until the facility or emissions unit is permanently shut down. For good cause, the permittee may request that a permit be extended. Pursuant to Rule 62-4.080(3), F.A.C., such a request shall be submitted to the Permitting Authority in writing before the permit expires. [Rules 62-4.070(3) & (4), 62-4.080 & 62-210.300(1), F.A.C.]
8. Source Obligation:
 - a. At such time that a particular source or modification becomes a major stationary source or major modification (as these terms were defined at the time the source obtained the enforceable limitation) solely by virtue of a relaxation in any enforceable limitation which was established after August 7, 1980, on the capacity of the source or modification otherwise to emit a pollutant, such as a restriction on hours of operation, then the requirements of subsections 62-212.400(4) through (12), F.A.C., shall apply to the source or modification as though construction had not yet commenced on the source or modification.
 - b. At such time that a particular source or modification becomes a major stationary source or major modification (as these terms were defined at the time the source obtained the enforceable limitation) solely by exceeding its projected actual emissions, then the requirements of subsections 62-212.400(4) through (12), F.A.C., shall apply to the source or modification as though construction had not yet commenced on the source or modification.

[Rule 62-212.400(12), F.A.C.]
9. Annual Operating Report (AOR): The information required by the Annual Operating Report for Air Pollutant Emitting Facility (DEP Form No. 62-210.900(5)) shall be submitted by April 1 of each year, for the previous calendar year, to the Department of Environmental Protection's (DEP) Southeast District Office. All

SECTION 2. ADMINISTRATIVE REQUIREMENTS

synthetic non-Title V shall submit a completed DEP Form 62-210.900(5) unless the annual operating report is submitted using the DEP's electronic annual operating report software. Emissions shall be computed in accordance with the provisions of subsection 62-210.370(2), F.A.C. [Rule 62-210.370(3), F.A.C.]

{Permitting Note: Resources to help you complete your AOR are available on the electronic AOR (EAOR) website at: <http://www.dep.state.fl.us/air/emission/eaor>. If you have questions or need assistance after reviewing the information posted on the EAOR website, please contact the Department by phone at (850) 717-9000 or email at eaor@dep.state.fl.us.}

10. **Application for Air Operating Permit:** Subsequent to any construction, reconstruction or modification of a facility or emissions unit authorized by an air construction permit, and either within 60 days of demonstration of compliance with the conditions of such air construction permit, or within 60 days of expiration of such an air construction permit, whichever occurs first, the owner or operator of such facility or emissions unit shall obtain an initial air operation permit or revision of an existing air operation permit, whichever is appropriate, in accordance with all applicable provisions of this chapter and Chapter 62-4, F.A.C. When the application for an initial air operation permit or revision of an existing air operation permit is timely and sufficient, this permit shall remain in effect until the initial or revision application has been finally acted upon by the Department. To apply for a non-Title V operation permit, the applicant shall submit the appropriate application form, compliance test results, and such additional information as the Department may by law require. The application shall be submitted to the appropriate Permitting Authority with copies to the Compliance Authority. [Rules 62-4.030. & 62-4.070(3)., and Chapter 62-210, F.A.C.]

FACILITY-WIDE CONDITIONS

11. **Not federally Enforceable. Objectionable Odor Prohibited:** No person shall cause, suffer, allow or permit the discharge of air pollutants, which cause or contribute to an objectionable odor. An "objectionable odor" means any odor present in the outdoor atmosphere which by itself or in combination with other odors, is or may be harmful or injurious to human health or welfare, which unreasonably interferes with the comfortable use and enjoyment of life or property, or which creates a nuisance. [Rule 62-296.320(2) and 62-210.200(Definitions), F.A.C.]
12. **General Volatile Organic Compounds (VOC) Emissions or Organic Solvents (OS) Emissions:** The permittee shall allow no person to store, pump, handle, process, load, unload or use in any process or installation, volatile organic compounds or organic solvents without applying known and existing vapor emission control devices or systems deemed-necessary and ordered by the Department. [Rule 62-296.320(1), F.A.C.]
{Permitting Note: Nothing is deemed necessary and ordered at this time.}
13. **General Visible Emissions:** No person shall cause, let, permit, suffer or allow to be discharged into the atmosphere the emissions of air pollutants from any activity equal to or greater than 20% opacity. This regulation does not impose a specific testing requirement. [Rule 62-296.320(4)(b), F.A.C.]
14. **Special Compliance Tests:** When the Department, after investigation, has good reason (such as complaints, increased visible emissions or questionable maintenance of control equipment) to believe that any applicable emission standard in Rules 62-204 through 62-297, F.A.C. or in a permit issued pursuant to those rules is being violated, it shall require the permittee of the emissions unit to conduct compliance tests which identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department. [Rule 62-297.310(8)(c), F.A.C.]
15. **Fuel Loading Rack Throughput Limits:** Based on a consecutive 12-month period, material throughputs shall not exceed the following limits:
 - a. 357,588,000 gal/yr of gasoline
 - b. 36,120,168 gal/yr of ethanol[Rules 62-4.070(3) & 62-210.200(PTE), F.A.C.; and Application No. 1270233-001-AC]

SECTION 2. ADMINISTRATIVE REQUIREMENTS

16. Material Throughput Records: The permittee shall keep monthly fuel throughput records of the fuels listed in Condition 15. Monthly fuel throughput records shall include the following:

- a. Monthly throughput for gasoline and ethanol;
- b. 12-month rolling total throughputs for each fuel

The records shall be stored onsite in a form readily available for inspection by the Department or Compliance Authority. [Rule 62-4.070(3) & 62-210.200(PTE), F.A.C.]

17. Records of Facility-Wide Emissions. The permittee shall maintain records demonstrating that the facility is not a major source of air pollution or Title V source, which includes demonstrating that all regulated air pollutants (VOC) are less than 100 tons/year and HAP, individual and total HAP, are less than 10 tons/year and 25 tons/year, respectively.

a. *Facility-Wide Actual Emissions*. The permittee shall record and maintain a monthly log identifying the facility's actual emissions.

(1) *Monthly Log*. The monthly log shall be completed by the end of the following month and made available to the Department upon request. The log shall contain the following information:

- (a) Facility Name and Facility ID No. (*i.e.*, 1270219);
- (b) Month and year of record;
- (c) Description of the source of emissions, regulated pollutants and HAP, emissions factors and supporting documentation, and calculations. This includes facility-wide sources emitting any regulated pollutant and/or HAP, including sources exempt from permitting (*i.e.*, emergency engines, fire pumps, boilers/heaters, etc.);
- (d) Most recent monthly total of each regulated pollutant, VOC and HAP (individual and total) in tons/month;
- (e) Most recent consecutive 12-month, rolled monthly, total of each regulated pollutant, VOC and HAP (individual and total), in tons/year; and
- (f) The monthly logs shall be completed at the end of each calendar year for each regulated pollutant (VOC) and HAP (individual and total), in tons/year.

(2) *Record Retention*. Records shall be retained for a period of 5-years.

b. *Facility-Wide Potential-to-Emit (PTE) Records*. The permittee shall record and maintain a log identifying the facility-wide PTE.

(1) The facility-wide PTE of all regulated pollutants and HAP (individual and total) shall be provided to the Department upon request and with all air construction permit applications and air operation permit renewal applications.

c. *Facility Regulatory Status*: If any of the required records should indicate that the facility may be a Title V source of air pollution (*i.e.*, potential emissions of one or more criteria pollutant exceeds 100 tons/year, potential emissions of any single HAP exceeds 10 tons/year, or potential emissions of total HAP exceeds 25 tons/year), the permittee shall either:

(1) Submit to the Department an air construction permit application to establish limitations to maintain the facility's classification as a non-Title V source (*i.e.*, synthetic non-Title V source) prior to exceeding the thresholds as stated in paragraph c of this condition for becoming a major Title V source; or

SECTION 2. ADMINISTRATIVE REQUIREMENTS

- (2) Submit to the Department an application for a Title V air operation permit, along with documentation clarifying the true facility-wide PTE for the facility prior to becoming a major Title V source.

[Rule 62-4.070, 62-210.200(155) and 62-213.440, F.A.C.; and Application No. 1270233-001-AC]

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

A. Four Floating Roof Tanks

This section of the permit addresses the following emissions unit.

EU No.	Emission Unit Description
001	Four Floating Roof Tanks

This emissions unit consists of four floating roof tanks equipped with internal floating roofs. The following table contains specific information about these tanks:

Tank ID No.	Tank Type	Capacity (gallons)	Product Stored	Diameter (ft)	Height (ft)
FR-1	Internal Floating Roof Vertical Tank	4,607,400	gasoline	140	40
FR-2		4,607,400	gasoline	140	40
FR-3		1,503,600	gasoline	80	40
FR-4		4,607,400	Ethanol	140	40

{Permitting Note: This emission unit is regulated under 40 CFR 60, Subpart A – General Provisions, Subpart Kb – Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984, adopted and incorporated by reference in Rules 62-204.800(8)(c) and (8)(b)18., F.A.C., respectively; and 40 CFR 63, Subpart BBBBBB – NESHAP for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities. Because Subpart BBBBBB was not adopted and incorporated by reference in Rule 62-204.800, F.A.C., the United States Environmental Protection Agency (USEPA) implements and enforces this subpart. Each floating roof tank has a mechanical shoe as a primary seal}

EQUIPMENT

1. **Four Internal Floating Roof Tanks:** The permittee is authorized to install four vertical tanks, each with a fixed roof and internal floating roof, for the purpose of storing and unloading gasoline and ethanol. [Application No. 1270233-001-AC]

PERFORMANCE RESTRICTIONS

2. **Permitted Capacity:** Two tanks storing gasoline (gas 87) and one tank storing ethanol shall each have a maximum capacity of 4,607,400 gallons. The other tank storing gasoline (gas 91) shall have a maximum capacity of 1,503,600 gallons. [Rule 62-210.200(PTE), F.A.C.]
3. **Authorized Fuel:** Gasoline (or gasoline blend stocks) and ethanol are the only materials that may be loaded into these floating roof tanks. [Rule 62-210.200(PTE), F.A.C.; and Application No. 1270233-001-AC]
4. **Hours of Operation:** The hours of operation are not limited (8,760 hours/year). [Rules 62-4.070(3) and 62-210.200(PTE), F.A.C.]

{Permitting Note: Operational restrictions are based on the throughput limits in Section II, Condition 15 for gasoline and ethanol.}

EMISSIONS STANDARDS

5. **NSPS Subpart Kb VOC Standards:** The tanks with fixed roofs in combination with internal floating roofs must meet the following specifications:
 - a. The internal floating roof shall rest or float on the liquid surface (but not necessarily in complete contact with it) inside a storage vessel that has a fixed roof. The internal floating roof shall be floating on the liquid surface at all times, except during initial fill and during those intervals when the storage vessel is completely emptied or subsequently emptied and refilled. When the roof is resting on the leg supports, the process of filling, emptying, or refilling shall be continuous and shall be accomplished as rapidly as possible.

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

A. Four Floating Roof Tanks

- b. Each internal floating roof shall be equipped with one of the following closure devices between the wall of the storage vessel and the edge of the internal floating roof:
 - (1) A foam- or liquid-filled seal mounted in contact with the liquid (liquid-mounted seal). A liquid-mounted seal means a foam- or liquid-filled seal mounted in contact with the liquid between the wall of the storage vessel and the floating roof continuously around the circumference of the tank.
 - (2) Two seals mounted one above the other so that each forms a continuous closure that completely covers the space between the wall of the storage vessel and the edge of the internal floating roof. The lower seal may be vapor-mounted, but both must be continuous.
 - (3) A mechanical shoe seal. A mechanical shoe seal is a metal sheet held vertically against the wall of the storage vessel by springs or weighted levers and is connected by braces to the floating roof. A flexible coated fabric (envelope) spans the annular space between the metal sheet and the floating roof.
- c. Each opening in a noncontact internal floating roof except for automatic bleeder vents (vacuum breaker vents) and the rim space vents is to provide a projection below the liquid surface.
- d. Each opening in the internal floating roof except for leg sleeves, automatic bleeder vents, rim space vents, column wells, ladder wells, sample wells, and stub drains is to be equipped with a cover or lid which is to be maintained in a closed position at all times (i.e., no visible gap) except when the device is in actual use. The cover or lid shall be equipped with a gasket. Covers on each access hatch and automatic gauge float well shall be bolted except when they are in use.
- e. Automatic bleeder vents shall be equipped with a gasket and are to be closed at all times when the roof is floating except when the roof is being floated off or is being landed on the roof leg supports.
- f. Rim space vents shall be equipped with a gasket and are to be set to open only when the internal floating roof is not floating or at the manufacturer's recommended setting.
- g. Each penetration of the internal floating roof for the purpose of sampling shall be a sample well. The sample well shall have a slit fabric cover that covers at least 90 percent of the opening.
- h. Each penetration of the internal floating roof that allows for passage of a column supporting the fixed roof shall have a flexible fabric sleeve seal or a gasketed sliding cover.
- i. Each penetration of the internal floating roof that allows for passage of a ladder shall have a gasketed sliding cover.

[40 CFR 60.112b(a)(1)]

TESTING REQUIREMENTS

- 6. NSPS Subpart Kb Testing Procedures: After installing the control equipment required to meet 40 CFR 60.112b(a)(1) (see Condition 5), the permittee shall:
 - a. Visually inspect the internal floating roof, the primary seal, and the secondary seal (if one is in service), prior to filling the storage vessel with volatile organic liquids (VOL). If there are holes, tears, or other openings in the primary seal, the secondary seal, or the seal fabric or defects in the internal floating roof, or both, the permittee shall repair the items before filling the storage vessel.
 - b. For Vessels equipped with a liquid-mounted or mechanical shoe primary seal, visually inspect the internal floating roof and the primary seal or the secondary seal (if one is in service) through manholes and roof hatches on the fixed roof *at least once every 12 months* after initial fill. If the internal floating roof is not resting on the surface of the VOL inside the storage vessel, or there is liquid accumulated on the roof, or the seal is detached, or there are holes or tears in the seal fabric, the permittee shall repair the items or empty and remove the storage vessel from service *within 45 days*. If a failure that is detected during inspections required in this paragraph cannot be repaired within 45 days and if the vessel cannot be

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

A. Four Floating Roof Tanks

emptied within 45 days, a 30-day extension may be requested from the Department in the inspection report required in 40 CFR 60.115b(a)(3) (see Condition 7.c). Such a request for an extension must document that alternate storage capacity is unavailable and specify a schedule of actions the company will take that will assure that the control equipment will be repaired or the vessel will be emptied as soon as possible.

- c. For vessels equipped with a double-seal system as specified in 40 CFR 60.112b(a)(1)(ii)(B):
 - (1) Visually inspect the vessel as specified in paragraph 6.d at least every 5 years; or
 - (2) Visually inspect the vessel as specified in paragraph 6.b.
- d. Visually inspect the internal floating roof, the primary seal, the secondary seal (if one is in service), gaskets, slotted membranes and sleeve seals (if any) each time the storage vessel is emptied and degassed. If the internal floating roof has defects, the primary seal has holes, tears, or other openings in the seal or the seal fabric, or the secondary seal has holes, tears, or other openings in the seal or the seal fabric, or the gaskets no longer close off the liquid surfaces from the atmosphere, or the slotted membrane has more than 10 percent open area, the permittee shall repair the items as necessary so that none of the conditions specified in this paragraph exist before refilling the storage vessel with VOL. In no event shall inspections conducted in accordance with this provision occur at intervals greater than 10 years in the case of vessels conducting the annual visual inspection as specified in paragraphs 6.b and 6.c(2) and at intervals no greater than 5 years in the case of vessels specified in paragraph 6.c(1).
- e. Notify the Department in writing at least 30 days prior to the filling or refilling of each storage vessel for which an inspection is required by paragraphs 6.a and 6.d to afford the Department the opportunity to have an observer present. If the inspection required by paragraph 6.d is not planned and the permittee could not have known about the inspection 30 days in advance or refilling the tank, the permittee shall notify the Department at least 7 days prior to the refilling of the storage vessel. Notification shall be made by telephone immediately followed by written documentation demonstrating why the inspection was unplanned. Alternatively, this notification including the written documentation may be made in writing and sent by express mail so that it is received by the Department at least 7 days prior to the refilling.

[40 CFR 60.113b(a)]

RECORDS AND REPORTS

- 7. NSPS Subpart Kb Inspection Records and Reports: After installing control equipment in accordance with 40 CFR 60.112b(a)(1) (see Condition 5), the permittee shall meet the following requirements:
 - a. Furnish the Department with a report that describes the control equipment and certifies that the control equipment meets the specifications of 40 CFR 60.112b(a)(1) (see Condition 5) and 40 CFR 60.113b(a)(1) (see Condition 6.a). This report shall be an attachment to the notification required by 40 CFR 60.7(a)(3).
 - b. Keep a record of each inspection performed as required by 40 CFR 60.113b (a)(1), (a)(2), (a)(3), and (a)(4) (see Conditions 6.a, 6.b, 6.c, and 6.d). Each record shall identify the storage vessel on which the inspection was performed and shall contain the date the vessel was inspected and the observed condition of each component of the control equipment (seals, internal floating roof, and fittings).
 - c. If any of the conditions described in 40 CFR 60.113b(a)(2) (see Condition 6.b) are detected during the annual visual inspection required by 40 CFR 60.113b(a)(2), a report shall be furnished to the Department within 30 days of the inspection. Each report shall identify the storage vessel, the nature of the defects, and the date the storage vessel was emptied or the nature of and date the repair was made.
 - d. After each inspection required by 40 CFR 60.113b(a)(3) (see Condition 6.c) that finds holes or tears in the seal or seal fabric, or defects in the internal floating roof, or other control equipment defects listed in 40 CFR 60.113b(a)(3)(ii) (see Condition 6.c(2)), a report shall be furnished to the Department within 30 days

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

A. Four Floating Roof Tanks

of the inspection. The report shall identify the storage vessel and the reason it did not meet the specifications of 40 CFR 60.112b(a)(1) or 60.113b(a)(3) and list each repair made.

[40 CFR 60.115b(a)]

8. NSPS Subpart Kb Recordkeeping Requirements:

- a. The permittee shall keep copies of all records required by 40 CFR 60.116b, except for the record required by paragraph 8.b, for at least 5 years. The record required by paragraph 8.b will be kept for the life of the source.
- b. The owner or operator of each storage vessel as specified in 40 CFR 60.110b(a) shall keep readily accessible records showing the dimension of the storage vessel and an analysis showing the capacity of the storage vessel.
- c. Except as provided in 40 CFR 60.116b(f) and 60.116b(g), the owner or operator of each storage vessel either with a design capacity greater than or equal to 151 m³ storing a liquid with a maximum true vapor pressure greater than or equal to 3.5 kilopascals (kPa) or with a design capacity greater than or equal to 75 m³ but less than 151 m³ storing a liquid with a maximum true vapor pressure greater than or equal to 15.0 kPa shall maintain a record of the VOL stored, the period of storage, and the maximum true vapor pressure of that VOL during the respective storage period.
- d. Except as provided in 40 CFR 60.116b(g), the owner or operator of each storage vessel either with a design capacity greater than or equal to 151 cubic meters (m³) storing a liquid with a maximum true vapor pressure that is normally less than 5.2 kPa or with a design capacity greater than or equal to 75 m³ but less than 151 m³ storing a liquid with a maximum true vapor pressure that is normally less than 27.6 kPa shall notify the Department within 30 days when the maximum true vapor pressure of the liquid exceeds the respective maximum true vapor pressure values for each volume range.
- e. Available data on the storage temperature may be used to determine the maximum true vapor pressure as determined below.
 - (1) For vessels operated above or below ambient temperatures, the maximum true vapor pressure is calculated based upon the highest expected calendar-month average of the storage temperature. For vessels operated at ambient temperatures, the maximum true vapor pressure is calculated based upon the maximum local monthly average ambient temperature as reported by the National Weather Service.
 - (2) For crude oil or refined petroleum products the vapor pressure may be obtained by the following:
 - (a) Available data on the Reid vapor pressure and the maximum expected storage temperature based on the highest expected calendar-month average temperature of the stored product may be used to determine the maximum true vapor pressure from nomographs contained in API Bulletin 2517 (incorporated by reference – see 40 CFR 60.17), unless the Department specifically requests that the liquid be sampled, the actual storage temperature determined, and the Reid vapor pressure determined from the sample(s).
 - (b) The true vapor pressure of each type of crude oil with a Reid vapor pressure less than 13.8 kPa or with physical properties that preclude determination by the recommended method is to be determined from available data and recorded if the estimated maximum true vapor pressure is greater than 3.5 kPa.
 - (3) For other liquids, the vapor pressure:
 - (a) May be obtained from standard reference texts, or
 - (b) Determined by ASTM D2879-83, 96, or 97 (incorporated by reference – see 40 CFR 60.17); or
 - (c) Measured by an appropriate method approved by the Administrator; or

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

A. Four Floating Roof Tanks

(d) Calculated by an appropriate method approved by the Administrator.

[Rule 62-213.440, F.A.C.; and 40 CFR 60.116b(a)-(d)]

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

B. Truck Loading Operations

This section of the permit addresses the following emissions unit.

EU No.	Emission Unit Description
002	Truck Loading Operations with VRU and Backup VCU

This emissions unit consists of truck loading racks and gasoline and ethanol unloading operations at the facility. Additives are delivered via truck and offloaded at the loading racks.

{Permitting Note: This emission unit is regulated under 40 CFR 60, Subpart A – General Provisions. The permittee has voluntarily designed the facility to meet NSPS Subpart XX – Standards of Performance for Bulk Gasoline Terminals, and may be subject to NSPS Subpart XXa proposed on June 10, 2022. Also applicable to this facility is 40 CFR 63, Subpart BBBB – NESHAP for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities. Because Subpart BBBB was not adopted and incorporated by reference in Rule 62-204.800, F.A.C., the USEPA implements and enforces this subpart.}

EQUIPMENT

1. **Truck Loading Racks:** The permittee is authorized to install loading racks and other equipment necessary to load gasoline, diesel, ethanol, and biodiesel into trucks (and offload additives from trucks). [Application No. 1270233-001-AC]
2. **Vapor Control Units:** The permittee shall install, operate, and maintain a vapor recovery unit (VRU) and vapor combustion unit (VCU) on the loading rack. The VRU and VCU shall be arranged in a series with the VRU acting as the primary control device during loading operations, and the VCU shall be the backup control device. The vapor control technology shall be *designed to achieve an emission rate of 1 milligram (mg) of total organic compounds (TOC) per liter of gasoline loaded* for gasoline loading operations. The vapor control technology shall be *designed to achieve a VOC control efficiency of 99 percent (%) for loading operations of other permitted fuels*. [Rules 62-4.070(3) & 62-210.200(PTE), F.A.C.; and Application No. 1270233-001-AC]

PERFORMANCE RESTRICTIONS

3. **VCU Permitted Capacity:** The capacity of the VCU shall have a design heat input rate of 120 MMBtu/hr. [Rule 62-210.200(PTE), F.A.C.; and Application No. 1270233-001-AC]
4. **Authorized Fuel:** Only gasoline, diesel, ethanol, biodiesel and fuel additives may be processed by this emissions unit. Only natural gas may be fired by the VCU. [Rule 62-210.200(PTE), F.A.C.; and Application No. 1270233-001-AC]
5. **Hours of Operation:** The hours of operation are not limited (8,760 hours/year). [Rules 62-4.070(3) & 62-210.200(PTE), F.A.C.]

EMISSIONS STANDARDS

6. **NSPS Subpart XX Standards for TOC:** On and after the date on which 40 CFR 60.8(a) requires a performance test to be completed, the permittee shall comply with the following requirements:
 - a. Each loading rack shall be equipped with a vapor collection system designed to collect the TOC vapors displaced from tank trucks during product loading.
 - b. The emissions to the atmosphere from the vapor collection system due to the loading of liquid product into gasoline tank trucks are *not to exceed 35 mg of TOC per liter of gasoline loaded*.
 - c. Each vapor collection system shall be designed to prevent any TOC vapors collected at one loading rack from passing to another loading rack.
 - d. Loadings of liquid product into gasoline tank trucks shall be limited to vapor-tight gasoline tank trucks using the following procedures:

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

B. Truck Loading Operations

- (1) The permittee shall obtain the vapor tightness documentation described in 40 CFR 60.505(b) (see Condition 11) for each gasoline tank truck which is to be loaded at the affected facility.
- (2) The permittee shall require the tank identification number to be recorded as each gasoline tank truck is loaded at the affected facility.
- (3) Vapor tight cargo tank loading:
 - (a) The permittee shall cross-check each tank identification number obtained in paragraph 6.d(2) with the file of tank vapor tightness documentation within 2 weeks after the corresponding tank is loaded, unless either of the following conditions is maintained:
 - (i) If less than an average of one gasoline tank truck per month over the last 26 weeks is loaded without vapor tightness documentation then the documentation cross-check shall be performed each quarter; or
 - (ii) If less than an average of one gasoline tank truck per month over the last 52 weeks is loaded without vapor tightness documentation then the documentation cross-check shall be performed semiannually.
 - (b) If either the quarterly or semiannual cross-check provided in paragraphs 6.d(3)(a)(i) through 6.d(3)(a)(ii) reveals that these conditions were not maintained, the source must return to biweekly monitoring until such time as these conditions are again met.
- (4) The permittee shall notify the owner or operator of each non-vapor-tight gasoline tank truck loaded at the affected facility within 1 week of the documentation cross-check in paragraph 6.d(3).
- (5) The terminal owner or operator shall take steps assuring that the non-vapor-tight gasoline tank truck will not be reloaded at the affected facility until vapor tightness documentation for that tank is obtained.
- (6) Alternate procedures to those described in paragraphs 6.d(1) through 6.d(5) for limiting gasoline tank truck loadings may be used upon application to, and approval by, the Department.
- e. The permittee shall act to assure that loadings of gasoline tank trucks at the affected facility are made only into tanks equipped with vapor collection equipment that is compatible with the terminal's vapor collection system.
- f. The permittee shall act to assure that the terminal's and the tank truck's vapor collection systems are connected during each loading of a gasoline tank truck at the affected facility. Examples of actions to accomplish this include training drivers in the hookup procedures and posting visible reminder signs at the affected loading racks.
- g. The vapor collection and liquid loading equipment shall be designed and operated to prevent gauge pressure in the delivery tank from exceeding 4,500 pascals (450 mm of water) during product loading. This level is not to be exceeded when measured by the procedures specified in 40 CFR 60.503(d) (see Condition 10.d).
- h. No pressure-vacuum vent in the bulk gasoline terminal's vapor collection system shall begin to open at a system pressure less than 4,500 pascals (450 mm of water).
- i. Each calendar month, the vapor collection system, the vapor processing system, and each loading rack handling gasoline shall be inspected during the loading of gasoline tank trucks for total organic compounds liquid or vapor leaks. For purposes of this paragraph, detection methods incorporating sight, sound, or smell are acceptable. Each detection of a leak shall be recorded and the source of the leak repaired within 15 calendar days after it is detected. [40 CFR 60.502(a), (b), & (d)-(j)]

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

B. Truck Loading Operations

TESTING REQUIREMENTS

7. **Initial Compliance Testing:** The loading racks shall be tested to demonstrate initial compliance with the emissions standards in Condition 2. For the standard that applies to gasoline loading operations, the permittee shall use the NSPS Subpart XX performance testing procedures in 40 CFR 60.503 (see Condition 10). The Department will accept test results from the performance test required by Subpart XX if the test results demonstrate compliance with the gasoline loading standard in Condition 2. The permittee shall conduct a separate compliance test while loading any authorized fuel other than gasoline to demonstrate compliance with the percent control efficiency (99%) in Condition 2 (5 year test frequency). The initial tests shall be conducted within 60 days after achieving permitted capacity, but not later than 180 days after initial operation of the unit. The test observation periods shall include the period during which the highest VOC emissions can be reasonably expected to occur. [40 CFR 60. 503 & Rule 62-4.070(3), F.A.C.]
8. **Compliance Testing Prior to Air Operation Permit Renewal:** Except as provided in Rule 62-297.310(8)(b)3., F.A.C., compliance tests shall be conducted for the emission standard (1 mg/liter loaded) and 99% control efficiency, in Condition 2 prior to obtaining a renewed air operation permit. For the standard that applies to gasoline loading operations, the permittee shall use the NSPS Subpart XX performance testing procedures in 40 CFR 60. 503 (see Condition 9). [Rules 62-4.070(3) & 62-297.310, F.A.C.]
9. **Common Testing Requirements.** Unless otherwise specified, tests shall be conducted in accordance with the requirements and procedures specified in Appendix D, Common Testing Requirements, of this permit. [Rule 62-297.310, F.A.C.]

{Permitting Note: Air compliance test notifications can now be completed online in the Department's Business Portal. To access this online process, go to <http://www.fldepportal.com/go/home> and sign in (or register if you're a new user) from the link in the upper right corner of the page. On the Welcome page select the Submit option, then select Registration/Notification, and then click on Air Compliance Test Notifications. Once in the process, just carefully read the instructions on each screen (and under the Help tabs) to complete the notification.}

10. **NSPS Subpart XX Testing Requirements:**
 - a. In conducting the performance tests required in 40 CFR 60.8, the permittee shall use as reference methods and procedures the test methods in 40 CFR 60, Appendix A or other methods and procedures as specified in 40 CFR 60.503, except as provided in 40 CFR 60.8(b). The three-run requirement of 40 CFR 60.8(f) does not apply to 40 CFR 60, Subpart XX.
 - b. Immediately before the performance test required to determine compliance with 40 CFR 60.502(b), (c), and (h) (see Conditions 6.b, 6.c, and 6.g, respectively), the permittee shall use Method 21 to monitor for leakage of vapor all potential sources in the terminal's vapor collection system equipment while a gasoline tank truck is being loaded. The permittee shall repair all leaks with readings of 10,000 ppm (as methane) or greater before conducting the performance test.
 - c. The owner or operator shall determine compliance with the standards in 40 CFR 60.502(b) and (c) (see Conditions 6.b and 6.c, respectively) as follows:
 - (1) The performance test shall be 6 hours long during which at least 300,000 liters of gasoline is loaded. If this is not possible, the test may be continued the same day until 300,000 liters of gasoline is loaded or the test may be resumed the next day with another complete 6-hour period. In the latter case, the 300,000-liter criterion need not be met. However, as much as possible, testing should be conducted during the 6-hour period in which the highest throughput normally occurs.
 - (2) If the vapor processing system is intermittent in operation, the performance test shall begin at a reference vapor holder level and shall end at the same reference point. The test shall include at least two startups and shutdowns of the vapor processor. If this does not occur under automatically controlled operations, the system shall be manually controlled.

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

B. Truck Loading Operations

(3) The emission rate (E) of total organic compounds shall be computed using the following equation:

$$E = K \sum_{i=1}^n (V_{esi} C_{ei}) / (L10^6)$$

Where:

E = emission rate of total organic compounds, mg/liter of gasoline loaded.

V_{esi} = volume of air-vapor mixture exhausted at each interval "i", standard cubic meters (scm).

C_{ei} = concentration of total organic compounds at each interval "i", parts per million (ppm).

L = total volume of gasoline loaded, liters.

n = number of testing intervals.

i = emission testing interval of 5 minutes.

K = density of calibration gas, 1.83 × 10⁶ for propane and 2.41 × 10⁶ for butane, milligram per standard cubic meter (mg/scm).

(4) The performance test shall be conducted in intervals of 5 minutes. For each interval "i", readings from each measurement shall be recorded, and the volume exhausted (V_{esi}) and the corresponding average total organic compounds concentration (C_{ei}) shall be determined. The sampling system response time shall be considered in determining the average total organic compounds concentration corresponding to the volume exhausted.

(5) The following methods shall be used to determine the volume (V_{esi}) air-vapor mixture exhausted at each interval:

(a) Method 2B shall be used for combustion vapor processing systems.

(b) Method 2A shall be used for all other vapor processing systems.

(6) Method 25A or 25B shall be used for determining the total organic compounds concentration (C_{ei}) at each interval. The calibration gas shall be either propane or butane. The permittee may exclude the methane and ethane content in the exhaust vent by any method (e.g., Method 18) approved by the Department.

(7) To determine the volume (L) of gasoline dispensed during the performance test period at all loading racks whose vapor emissions are controlled by the processing system being tested, terminal records or readings from gasoline dispensing meters at each loading rack shall be used.

d. The permittee shall determine compliance with the standard in 40 CFR 60.502(h) (see Condition 6.g) as follows:

(1) A pressure measurement device (liquid manometer, magnehelic gauge, or equivalent instrument), capable of measuring up to 500 mm of water gauge pressure with ±2.5 mm of water precision, shall be calibrated and installed on the terminal's vapor collection system at a pressure tap located as close as possible to the connection with the gasoline tank truck.

(2) During the performance test, the pressure shall be recorded every 5 minutes while a gasoline truck is being loaded; the highest instantaneous pressure that occurs during each loading shall also be recorded. Every loading position must be tested at least once during the performance test.

[40 CFR 60.503(a)-(d)]

11. **Test Methods:** Required tests shall be performed in accordance with the following reference methods.

Method	Description of Method and Comments
2A	Direct Measurement of Gas Volume Through Pipes and Small Ducts
2B	Determination of Exhaust Gas Volume Flow Rate from Gasoline Vapor Incinerators
21	Determination of Volatile Organic Compound Leaks

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

B. Truck Loading Operations

Method	Description of Method and Comments
25A	Determination of Total Gaseous Organic Concentration Using a Flame Ionization Analyzer
25B	Determination of Total Gaseous Organic Concentration Using a Nondispersive Infrared Analyzer

The above methods are described in Appendix A of 40 CFR 60 and are adopted by reference in Rule 62-204.800, F.A.C. No other methods may be used unless prior written approval is received from the Department. [Rules 62-204.800, F.A.C.; and Appendix A of 40 CFR 60]

RECORDS AND REPORTS

12. **NSPS Subpart XX Vapor Tightness Records:** The tank truck vapor tightness documentation required under 40 CFR 60.502(e)(1) (see Condition 6.d(1)) shall be kept on file at the terminal in a permanent form available for inspection. [40 CFR 60.505(a)]
13. **NSPS Subpart XX Tank Truck Record Updates:** The documentation file for each gasoline tank truck shall be updated at least once per year to reflect current test results as determined by Method 27. This documentation shall include, as a minimum, the following information:
- Test title: Gasoline Delivery Tank Pressure Test – EPA Reference Method 27.
 - Tank owner and address.
 - Tank identification number.
 - Testing location.
 - Date of test.
 - Tester name and signature.
 - Witnessing inspector, if any: Name, signature, and affiliation.
 - Test results: Actual pressure change in 5 minutes, millimeters of water (average for 2 runs).
- [40 CFR 60.505(b)]
14. **NSPS Subpart XX Leak Inspection Records:** A record of each *monthly leak inspection* required under § 60.502(j) (see Condition 6.i) shall be kept on file at the terminal for at least 5 years. Inspection records shall include, as a minimum, the following information:
- Date of inspection.
 - Findings (may indicate no leaks discovered; or location, nature, and severity of each leak).
 - Leak determination method.
 - Corrective action (date each leak repaired; reasons for any repair interval in excess of 15 days).
 - Inspector name and signature.
- [Rule 62-4.070(3), F.A.C.; and 40 CFR 60.505(c)]
15. **NSPS Subpart XX Notification Records:** The permittee shall keep documentation of all notifications required under 40 CFR 60.502(e)(4) (see Condition 6.d(4)) on file at the terminal for at least 5 years. [Rule 62-4.070(3), F.A.C.; and 40 CFR 60.505(d)]
16. **NSPS Subpart XX Recordkeeping Alternatives:** As an alternative to keeping records at the terminal of each gasoline cargo tank test result as required in Conditions 11, 13, and 14, the permittee may comply with the requirements in either of the following paragraphs.
- An electronic copy of each record is instantly available at the terminal.

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS

B. Truck Loading Operations

- (1) The copy of each record in paragraph 15.a is an exact duplicate image of the original paper record with certifying signatures.
 - (2) The permitting authority is notified in writing that each terminal using this alternative is in compliance with paragraph 15.a.
- b. For facilities that utilize a terminal automation system to prevent gasoline cargo tanks that do not have valid cargo tank vapor tightness documentation from loading (*e.g.*, via a *card lock-out system*), a copy of the documentation is made available (*e.g.*, via facsimile) for inspection by permitting authority representatives during the course of a site visit, or within a mutually agreeable time frame. For this alternative method of documenting gasoline cargo tank testing, the owner or operator must comply with the following:
- (1) An electronic copy of each record is instantly available at the terminal. The copy of each record is an exact duplicate image of the original paper record with certifying signatures.
 - (2) The permitting authority is notified in writing that each terminal using this alternative is in compliance with this condition b.(1) above.

{Permitting Note: This notification requirement has been met in information provided in Application 1270233-001-AC.}

[40 CFR 60.505(e)]

Exhibit B



FLORIDA DEPARTMENT OF Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

Electronically Sent – Received Receipt Requested

Michael Benedetto
Belvedere Terminals Company, LLC
200 Central Ave.
St. Petersburg, FL 33701

Re: Project No. 1270233-001-AC
Belvedere Terminals Company, LLC, Ormond Beach Terminal
Construction of Ormond Beach Terminal

Dear Mr. Benedetto:

On March 2, 2023, you submitted an application requesting authorization to construct the Ormond Beach Terminal. The new facility will be in Volusia County at 874 Hull Avenue in Ormond Beach, Florida. Enclosed are the following documents: the Written Notice of Intent to Issue Air Permit; the Public Notice of Intent to Issue Air Permit; the Technical Evaluation and Preliminary Determination; and the draft permit with Appendices. The Public Notice of Intent to Issue Air Permit is the actual notice that you must have published in the legal advertisement section of a newspaper of general circulation in the area affected by this project. If you have any questions, please contact the project engineer, Martin Costello, at 850-717-9040 or email martin.costello@dep.state.fl.us.

Sincerely,

David Lyle Read, P.E., Environmental Administrator
Permit Review Section
Division of Air Resource Management

Enclosures

DLR/mc

WRITTEN NOTICE OF INTENT TO ISSUE AIR PERMIT

*In the Matter of an
Application for Air Permit by:*

Belvedere Terminals Company, LLC
874 Hull Avenue
Ormond Beach, FL 32174

Project No. 1270233-001-AC
Minor Air Construction Permit
Construction of Ormond Beach Terminal
Volusia County, Florida

Authorized Representative:
Michael Benedetto, Chief Operating Officer

Facility Location: Belvedere Terminals Company, LLC proposes to construct the new Ormond Beach Terminal, which is in Volusia County at 874 Hull Avenue in Ormond Beach, Florida.

Project: The applicant proposes to construct the Ormond Beach Terminal. Details of the project are provided in the application and the enclosed Technical Evaluation and Preliminary Determination.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210 and 62-212 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and an air permit is required to perform the proposed work. The Division of Air Resource Management's (DARM) Permit Review Section is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address is: 2600 Blair Stone Road, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at address indicated above for the Permitting Authority. The complete project file includes the draft permit, the Technical Evaluation and Preliminary Determination, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Permit: The Permitting Authority gives notice of its intent to issue an air permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the proposed equipment will not adversely impact air quality and that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a final permit in accordance with the conditions of the draft permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

Public Notice: Pursuant to Section 403.815, F.S. and Rules 62-110.106 and 62-210.350, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Public Notice of Intent to Issue Air Permit (Public Notice). The Public Notice shall be published one time only as soon as possible in the legal advertisement section of a newspaper of general circulation in the area affected by this project. The newspaper used must meet the requirements of Sections 50.011 and 50.031, F.S. in the county where the activity is to take place. If you are uncertain that a newspaper meets these requirements, please contact the Permitting Authority at above address or phone number. Pursuant to Rule 62-110.106(5) and (9), F.A.C., the applicant shall provide proof of publication to the Permitting Authority at the above address within 7 days of publication. Failure to publish the notice and provide proof of publication may result in the denial of the permit pursuant to Rule 62-110.106(11), F.A.C.

Comments: The Permitting Authority will accept written comments concerning the draft permit for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the Permitting Authority by close of business (5:00 p.m.) on or before the end of the 14-day period to the above address and electronically to David Read at David.Read@FloridaDEP.gov. If written comments received result in a significant change to the draft permit, the Permitting Authority shall revise the draft permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

WRITTEN NOTICE OF INTENT TO ISSUE AIR PERMIT

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. Petitions filed by the applicant or any of the parties listed below must be filed within 14 days of receipt of this written notice of Intent to Issue Air Permit. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the attached Public Notice or within 14 days of receipt of this written notice of Intent to Issue Air Permit, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Permitting Authority for notice of agency action may file a petition within 14 days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. A petition for administrative hearing must contain the information set forth below and must be filed (received) with the Agency Clerk in the Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, [Agency Clerk@dep.state.fl.us](mailto:Agency_Clerk@dep.state.fl.us), before the deadline. 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, any email address, telephone number and any facsimile number of the petitioner; the name, address any email address, telephone number, and any facsimile 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 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 of Intent to Issue Air Permit. 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.

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, 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), 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.

WRITTEN NOTICE OF INTENT TO ISSUE AIR PERMIT

Executed in Tallahassee, Florida.

David Lyle Read, P.E., Environmental Administrator
Permit Review Section
Division of Air Resource Management

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this written notice of Intent to Issue Air Permit package (including the Public Notice of Intent to Issue Air Permit, the Technical Evaluation and Preliminary Determination and the draft permit with Appendices) was sent by electronic mail, or a link to these documents made available electronically on a publicly accessible server, with received receipt requested before the close of business on the date indicated below to the following persons.

Mr. Michael Benedetto, Belvedere Terminals Company, LLC: mikeacctcenter@gmail.com
Ms. Emily Schwartz, Trinity Consultants: Emily.Schwartz@trinityconsultants.com
Mr. Michael Ballenger, P.E., Trinity Consultants: MBallenger@trinityconsultants.com
DEP Central District: DEP_CD@dep.state.fl.us
Ms. Amy Hilliard, DEP PRS: Amy.Hilliard@FloridaDEP.gov

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the designated agency clerk, receipt of which is hereby acknowledged.

Exhibit C

Hometown News

Hometown News Media Group
P.O. Box 850
Ft Pierce FL 34954

Proof of Publication
Hometown News Media Group
Published Weekly

In the state of Florida Counties: Martin,
St. Lucie, Indian River, Brevard and Volusia.

This will certify that the attached ad ran in the
Hometown News Media Group issues of:

Ormond Beach 07/07/23

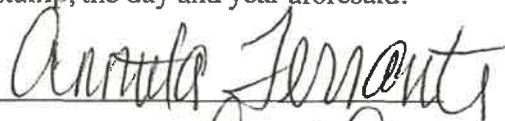
Hometown News Media Group
Representative



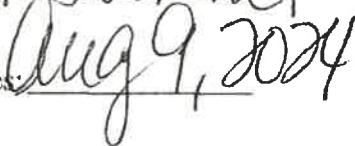
HD HEATHER DONALDSON

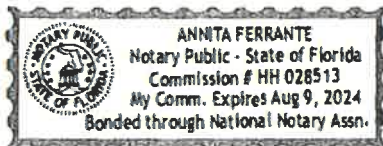
I have hereunto set my hand and affixed my
official stamp, the day and year aforesaid:

Notary:



My Commission Expires:





PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection
 Division of Air Resource Management, Permit Review Section
 Draft Air Permit No. 1270233-001-AC
 Belvedere Terminals Company, LLC, Ormond Beach Terminal
 Volusia County, Florida

Applicant: The applicant for this project is Belvedere Terminals Company, LLC. The applicant's authorized representative and mailing address is: Michael Benedetto, Chief Operating Officer, Belvedere Terminals Company, LLC, Ormond Beach Terminal, 200 Central Ave., St. Petersburg, FL 33701.

Facility Location: Belvedere Terminals Company, LLC proposes to construct a new petroleum bulk station and terminal to be in Volusia County at 874 Hull Avenue in Ormond Beach, Florida.

Project: The Ormond Beach Terminal will primarily consist of multiple truck loading bays, an aboveground tank farm, an engine-driven emergency generator, and a fire protection system which includes an engine-driven emergency fire water pump. The Ormond Beach Terminal will load gasoline, diesel, ethanol, and biodiesel into trucks via the loading rack. The propane will be loaded at a separate area from the main truck loading rack in a closed system. The truck bottom loading rack will have 6 bays under the canopy (i.e., Bay Nos. 1-6). These bays will consist of 5 loading bays and 1 offload/load bay. Most refined products will be received via railcar, but additives will be delivered via truck and will be offloaded at Bay No. 1. The loading rack will be equipped with a vapor recovery unit (VRU) and a vapor combustion unit (VCU) to control volatile organic compound (VOC) emissions. The tank farm will contain 4 floating roof storage tanks that will typically store blend-stock for gas 87, gas 91, and ethanol; 8 fixed roof storage tanks that will typically store ultra-low sulfur diesel (ULSD), biodiesel, and gasoline additives; and 4 pressurized storage tanks that will typically store propane. This facility will primarily emit VOC and trace amounts of carbon monoxide (CO), sulfur dioxide (SO₂), particulate matter (PM), and nitrogen oxides (NO_x) due to fuel combustion from the VCU and emergency engines. The maximum emission of any single pollutant from the facility is VOC at 31 tons per year. Consequently, this facility does not emit enough VOC or hazardous air pollutants (HAP) to be classified as a major source of air pollution.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210 and 62-212 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and an air permit is required to perform the proposed work. The Permitting Authority responsible for making a permit determination for this project is the Permit Review Section in the Department of Environmental Protection's Division of Air Resource Management. The Permitting Authority's physical address is: 2600 Blair Stone Road, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's phone number is 850-717-9000.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at the address indicated above for the Permitting Authority. The complete project file includes the Draft Permit, the Technical Evaluation and Preliminary Determination, the application and information submitted by the applicant (exclusive of confidential records under Section 403.111, F.S.). Interested persons may contact the Permitting Authority's project engineer for additional information at the address and phone number listed above. In addition, electronic copies of these documents are available on the following web site by entering the draft permit number: <https://fldep.dep.state.fl.us/air/emission/apds/default.asp>.

Notice of Intent to Issue Air Permit: The Permitting Authority gives notice of its intent to issue an air construction permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of proposed equipment will not adversely impact air quality and that the project will comply with all applicable provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a Final Permit in accordance with the conditions of the proposed Draft Permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the proposed Draft Permit for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the Permitting Authority by close of business (5:00 p.m.) on or before the end of this 14-day period to the above address and electronically to David Read at David.Read@FloridaDEP.gov. If written comments received result in a significant change to the Draft Permit, the Permitting Authority shall revise the Draft Permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

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. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the Public Notice or receipt of a written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Permitting Authority for notice of agency action may file a petition within 14 days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. A petition for administrative hearing must contain the information set forth below and must be filed (received) with the Agency Clerk in the Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, Agency_Clerk@dep.state.fl.us, before the deadline. 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, any email address, telephone number and any facsimile number of the petitioner; the name, address any email address, telephone number, and any facsimile 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 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 Public Notice of Intent to Issue Air Permit. 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.

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, Mail 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.

Exhibit D

12/5/22



Date:12/05/2022 15:19:29

Created Date

2015-01-13 10:17:54.0

Created by

spr38370

Registration Expiration Date

2024-12-31

Registration Renewed Date

2022-10-04

Last Updated

2022-12-05

Registration Status Reason

Biennial Registration Renewal - 2022

Registration Status

VALID

Is this facility engaged in the manufacturing/processing, packing, or holding of food for human or animal consumption in the United States?

Yes No

Are you a broker, distributor, importer/filer?

Yes No

Do you take physical possession of the food?

Yes No

Section 1: Type of Registration

Facility Location: Domestic Registration

UPDATE OF REGISTRATION INFORMATION:

Registration Number: 16921971742 Pin No 3j2afD76

Are you the new owner of a previously registered facility?

Yes No

Previous Owner's Title:

Previous Owner's Name:

Previous Owner's Registration Number:

Section 2: Facility Name/Address Information

Facility Name

S.R. Perrott, Inc.

Telephone Number

001 386 6722275

Facility Name Suffix

Fax Number

Incorporated

001 386 6761555

Facility Street Address, Line 1

1280 N US Highway 1

E-Mail Address

eva@srperrott.com

Facility Street Address, Line 2

Unique Facility Identifier (UFI)

City

Ormond Beach



ADMINISTRATION

CENTER FOR FOOD SAFETY & APPLIED NUTRITION

Zip Code (Postal Code)

32174

Country/Area

UNITED STATES

Section 3: Preferred Mailing Address Information

Complete this section if different from Section 2 Facility Name/Address Information (OPTIONAL)

Is the preferred mailing address the same as the facility address (Section 2)? No

Name

S.R. Perrott, Inc.

Telephone Number

001 386 6722275

Address, Line 1

1280 N Us Highway 1

Fax Number

001 386 6761555

Address, Line 2

E-Mail Address

eva@srperrott.com

City

Ormond Beach

State/Province/Territory

Florida

Zip Code (Postal Code)

32174

Country/Area

UNITED STATES

Section 4: Parent Company Name/Address Information

(If applicable and if different from Sections 2 and 3). If information is the same as another section, check which section:

Same as Facility Address (Section 2)

Same as Preferred Mailing Address (Section 3)

None of the above

Company Name

S.R. Perrott, Inc.

Telephone Number

001 386 6722275

Company Name Suffix

Incorporated

Fax Number

001 386 6761555

Address, Line 1

1280 N US Highway 1

E-Mail Address

eva@srperrott.com

Address, Line 2

City

Ormond Beach



ADMINISTRATION

CENTER FOR FOOD SAFETY & APPLIED NUTRITION

Country/Area

UNITED STATES

Section 5: Facility Emergency Contact Information

If information is the same as another section, check which section:

- Same as Facility Address (Section 2)
- None of the above

Individual's Title (Optional)	Emergency Contact Phone
Ms	001 386 6722275
Individual's Name (Optional)	E-Mail Address
Eva	eva@srperrott.com
Individual's Middle Name (Optional)	Job Title (Optional)
	Asst. General Manager
Individual's Last Name (Optional)	
McMullin	

Section 6: Trade Names

If this facility uses trade names other than that listed in Section 2 above, list them below (e.g., "Also doing business as," "Facility also known as")

Are there alternate trade names used by your facility in addition to the name provided in Section 2: Facility Name/Address Information?

- Yes
- No

Section 7: United States Agent

To be completed by facilities located outside any state or territory of the United States, District of Columbia, or The Commonwealth of Puerto Rico)

First Name	Emergency Contact Phone
N/A-	-N/A-
Middle Name (Optional)	Fax Number
N/A-	-N/A-
Last Name (Optional)	E-Mail Address
N/A-	-N/A-
Title (Optional)	
N/A-	
Address, Line 1	
N/A-	
Address, Line 2	
N/A-	
City	
N/A-	



To be completed by all food facilities. Please see instructions for further examples. IF NONE OF THE MANDATORY CATEGORIES BELOW APPLY, SELECT BOX 37	Ambient Food Storage Warehouse / Holding Facility (e.g., storage facilities, including storage tanks, grain elevators)	Refrigerated Food Storage Warehouse / Holding Facility (e.g., storage facilities, including storage tanks)	Frozen Food Storage Warehouse / Holding Facility (e.g., storage facilities)	Acidified Food Process or	Low-Acid Food Process or	Interstate Conveyance Caterer / Catering Point	Contract Sterilizer	Labeler / Relabeler	Manufacturer / Processor	Packer / Repacker	Salvage Operator (Reconditioner)	Farm Mixed-Type Facility	Other Activity Conducted (Please Specify)
32.SOFT DRINKS AND WATERS ^{(21 CFR 170.3 (e) (3), (35))}	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Section 10: Owner, Operator, or Agent-in-Charge Information

Provide the following information, if different from all other sections on the form. If information is the same as another section of the form, check which section:

If information is the same as Section 2, check the box:

Section 2 - Facility Address Information

Section 3 - Preferred Mailing Address Information

Section 4 - Parent Company Address Information

Section 7 - US Agent Address Information

None of the above

Name of Entity or Individual Who is the Owner, Operator, or Agent-in-Charge: Michele Connors

Address, Line 1: 1280 N US Highway 1 Telephone Number: 001 386 6722275

Address, Line 2: Fax Number: 001 386 6761555

City: Ormond Beach E-Mail Address: eva@srperrott.com

State/Province/Territory: Florida

Zip Code (Postal Code): 32174

Country/Area: UNITED STATES

Section 11: Inspection Statement



ADMINISTRATION

CENTER FOR FOOD SAFETY & APPLIED NUTRITION

The owner, operator, or agent-in-charge of the facility, or an individual authorized by the owner, operator, or agent-in-charge of the facility, must submit this form. By submitting this form to FDA, or by authorizing an individual to submit this form to FDA, the owner, operator, or agent-in-charge of the facility certifies that the above information is true and accurate. An individual (other than the owner, operator or agent-in-charge of the facility) who submits the form to the FDA also certifies that the above information submitted is true and accurate and that he/she is authorized to submit the registration on the facility's behalf. An individual authorized by the owner, operator, or agent-in-charge must below identify by name the individual who authorized submission of the registration. Under 18 U.S.C 1001, anyone who makes a materially false, fictitious, or fraudulent statement to the U.S. Government is subject to criminal penalties.

NAME OF PERSON SUBMITTING THIS REGISTRATION FORM: Eva C McMullin

CHECK ONE BOX

A. INDIVIDUAL ASSOCIATED WITH THE INFORMATION IN SECTION 10 (STOP HERE, FORM IS COMPLETED)

B. ANOTHER AUTHORIZED INDIVIDUAL

Address Information for the Authorizing Individual:

Same as Section 10

Individual's Name

Eva McMullin

Telephone Number

001 386 6722275

Address, Line 1

1280 N US Hwy 1

Fax Number

001 386 6761555

Address, Line 2

E-Mail Address

eva@srperrott.com

City

Ormond Beach

State/Province/Territory

Florida

Zip Code (Postal Code)

32174

Country/Area

UNITED STATES

Exhibit E



Where



Hundreds of residents attended the special Volusia County Council meeting to express their opposition to the proposed fuel terminal in Ormond Beach.

FUEL TERMINAL

Volusia council sets 4 goals regarding Ormond Beach fuel terminal during special meeting

BY [REAGAN RYAN](#) VOLUSIA COUNTY

UPDATED 7:36 AM ET AUG. 24, 2023

terminal.

What You Need To Know

- The Florida Department of Environmental Protection issued an air construction permit to Belvedere Terminals to construct a 20 million gallon tank farm in Ormond Beach
- Nearly 40 residents spoke in opposition of the fuel terminal; hundreds attended the meeting and Bear Creek residents came in carloads and chartered a 56-person bus
- The county's legal department said the Volusia County Council is not able to appeal the construction permit
- The County Council passed a motion to research other alternative sites for the fuel terminal and to hold meetings with state and federal officials

More than 400 people were in attendance as residents filled the Volusia County Council chambers, two overflow rooms and the building's lobby. The special meeting was called so that the county council could discuss and gather more information about a proposed fuel terminal site in unincorporated county land in Ormond Beach.

Earlier this month, the Florida Department of Environmental Protection issued Belvedere Terminals Company, LLC a final air construction permit. According to the permit, the Ormond Beach Terminal would contain 16 storage tanks, holding 20.4 million gallons of fuel. The site will be located at 874 Hull Road.

The terminal will be used to “load gasoline, diesel, ethanol, and biodiesel into trucks” and achieve a maximum truck loading of more than 350 million gallons of fuel per year.

Company officials say they are also planning fuel terminal sites in Jacksonville and Ft. Pierce as part of a multi-site fuel distribution system. They said the system will “offer Floridians safer, lower cost and more reliable delivery of gasoline, diesel and jet fuel” and expected the terminal to be operational in 2025.

Residents expected to learn whether the Volusia County Council would appeal the site's construction permit. However, the county's legal department said the council

parties may petition for an administrative hearing within 14 days from the date of 'actual notice' or from publication of the Notice of Intent, whichever occurs first."

Since county officials did not petition for a hearing, they are not considered "affected parties" who would be able to appeal the construction permit. At the meeting, county officials said they did not see the [public notice](#) about the fuel terminal published July 7, by the Hometown News Media Group.

"I now have a problem with the notice," Council Member Jake Johansson said at the meeting. "Because in my five years as a city manager, as much as I wanted to save money and use Hometown News to do our budget announcements and our land use announcements, I couldn't do it on Hometown News because their circulation wasn't enough."

Dozens of Ormond Beach residents at the meeting also said they did not see the public notice.

"We looked everywhere for the public notice and couldn't find it," Ormond Beach resident Elena Krafft said.

"We did not receive this paper in our neighborhood," Ormond Beach resident Lindsey Pate said. "And we are less than a half a mile away from this site. How does this qualify as a public notice?"

County officials said they wanted to investigate the public notification process.

"How do we prevent this from happening again?" County Chair Jeff Brower said. "If we don't have standing, if we haven't challenged something, but we're never given a notice that there's something we may have to challenge, how does the government function?"

The council voted to have staff look into the air construction permit's public notification process and for the legal department to look at case law for similar situations and how they were handled.

At the packed meeting, nearly 40 people spoke in opposition to the fuel terminal. Residents raised environmental, health, safety and security concerns.

Thursday morning.

Krafft and other speakers brought up the proposed site's proximity to the Ormond Beach Municipal Airport, three residential communities, multiple business parks and the Ormond Beach Sports Complex.

"This location is wildly inappropriate for a fuel farm," council member Troy Kent said. "I object to this project. I object to all permits for this project."

Kent said the council should have a conversation with Belvedere Terminals to find an alternative site.

"We need to bring them to the table and help them find a more suitable location because this isn't the location," Kent said.

Council member Jake Johansson said he spoke with Belvedere Terminals COO Mike Benedetto on the phone prior to the meeting.

"He did tell me that he was not opposed to alternative plans," Johansson said.

Ultimately, the Volusia County Council unanimously passed a motion to accomplish four things:

- Meet with state and federal officials and property owners to discuss the project
- Have staff investigate the public notice process
- Have the county legal department research case law on similar issues and how they were dealt with
- Have staff research if there are any other lands that could be suitable fuel terminal sites instead of Hull Road

Ormond Beach resident Fran Canfield said the results of the meeting were positive. Canfield is the HOA president of Bear Creek Village — a 55+ community less than a mile away from the proposed fuel terminal site. Bear Creek residents attended the

For more coverage about the proposed Ormond Beach fuel terminal, see our previous reporting about [resident concerns](#) and the Ormond Beach City Commission Meeting.

Reagan Ryan is a 2023 — 2024 [Report for America](#) Corps Member, covering the environment and climate across Central Florida for Spectrum News 13. Report for America is a nonprofit national service program that places journalists in local newsrooms to report on under-covered issues.

YOU MAY ALSO BE INTERESTED IN



ENVIRONMENT

St. Johns River Water Management invests \$470,000 in water conservation for Central Florida growers

ORLANDO 4 DAYS AGO

Volusia County Schools assessing dangers of proposed Ormond Beach fuel farm

District staff plans to have an assessment ready for the School Board to review by its next meeting on Sept. 26.

By **Jarleene Almenas** | 3:30 p.m. September 14, 2023



School Board member Carl Persis spoke about the fuel terminal during his closing comments of the board's Sept. 12 meeting. Screenshot courtesy of Volusia County School Board's livestream

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Will the Volusia County School Board take a stand against the proposed Belvedere Terminals fuel farm?

School Board member Carl Persis, who represents District 4, spoke about the fuel terminal during his closing comments of the board's Sept. 12 meeting, saying he'd received many calls from residents asking the school district to voice its opposition to the location of the project, which is about a mile away from the Ormond Beach Sports Complex. Since the community has been made aware of the project, Persis said, there have been "record-breaking attendance crowds" at County Council and Ormond Beach City Commission meetings as citizens voice opposition to the location of the facility.

Belvedere Terminals, a company based out of St. Petersburg, aims to build a 16-storage tank fuel farm at 874 Hull Road, which is expected to see about seven trucks an hour — or over 160 a day.

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The Ormond Beach farm is part of Belvedere's plan to build a \$250 million multi-site fuel distribution system in the state that "will offer Floridians safer, lower cost and more reliable delivery of gasoline, diesel and jet fuel," according to a statement from the company.

"Belvedere's system is a unique hub and spur distribution system," the company statement reads. "The hub, based in Mississippi, will load product onto trains which will travel along existing rail lines to multiple spur locations throughout Florida, investing over \$250 million in capital with approximately \$100 million of that total investment in Florida with over a hundred high paying, skilled jobs during operations."

Belvedere is currently working to develop three fuel spurs in Florida: One in Jacksonville, one in Ormond and one in Fort Pierce. Jacksonville is slated to be the first spur to be developed. Its Mississippi hub has also not been built yet.

The property at 874 Hull Road is under county jurisdiction, being unincorporated land. It is zoned heavy industrial, and has been since Florida East Coast Railroad, which owns the land, pursued land use and zoning amendments in 2006. A site plan would be reviewed by Volusia County.

If Belvedere moves forward with its development, it would need to connect to Ormond Beach utilities, requiring annexation. That would come before the City Commission for approval.

"It isn't our responsibility, but I think because of where it's located, we have so many children around there that to me, it seems like the right thing to do — the right course of action," Persis said.

Volusia County Schools also has a joint use agreement with the city for the sports complex.

"So there's students on those fields all the time," Persis said. "And Pine Trail Elementary is not far away, as well."

VCS Superintendent Carmen Balgobin said the district's safety and security department, along with its operational division, is looking into the fuel farm issue and working on an assessment regarding the proposed location. The district will use that assessment to support a position on the matter in writing.

"It appears clear as day that there is a safety issue," Balgobin said. "But I suggest that if we're going to write a letter, that we have the backup to support it, and that's what the team is gathering right now."

District staff plans to have the assessment ready prior to the board's next meeting on Sept. 26.

School Board members all agreed to support a letter of opposition. Board member Ruben Colon said that, while he typically stays away from political issues related to development, he was concerned about the fuel farm.

"I trust you and your understanding of your community," he said to Persis. "... I do think that [the fuel farm] is a clear danger."

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August 24, 2023

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From: noreply@salesforce.com on behalf of [SalesForce CRM](#)
To: [Gerry, Alex](#)
Subject: Belvedere Terminals Air Permit #00157601 SF Reference: ref:_00DG0i115_5004w2mTbc5:ref
Date: Wednesday, August 16, 2023 9:39:23 AM

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.



***** NEW CASE ASSIGNMENT *****

Standard Case:
00157601

Case Status:
Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject line) and copy publicservices@dep.state.fl.us .

Assigned To:
DEP Air Resource Management

Case Type:
Suggestion

Instructions:

Due Date:
8/23/2023 5:00 PM

Contact Name:
Anne Myer

Contact email:
acmyer@gmail.com

City:

Contact Phone:

Organization:
Citizen

Case Subject:
Belvedere Terminals Air Permit

Case Description:
From: Anne Myer <acmyer@gmail.com>
Sent: Wednesday, August 16, 2023 9:35:11 AM (UTC-05:00) Eastern Time (US & Canada)
To: Salesforce CRM
Subject: Proposed fuel depot

Good morning,

I live in Ormond Beach and am writing to express my profound concern over the proposed large scale fuel depot project.

I was born and raised in Ormond Beach and after completing graduate degrees elsewhere, my husband and I decided to move to my hometown to raise our family. Ormond is unique - it's conveniently located to big city amenities, but day to day life is quieter and more "old Florida." My family has called this area home for 5 generations. My great grandparents and grandparents lived here and are buried here, my parents are long time residents, and two of my children were born at Halifax and Advent Daytona, respectively. My husband is an ophthalmologist and a partner in a practice with 3 offices and a surgery center that serve this community. We are deeply invested in this area, emotionally and financially.

It is no hyperbole to say that the proposed fuel depot effectively destroys the town. It is dangerous and unsightly. It is near numerous residential areas and will ruin their property values. The potential for environmental devastation is massive with its location so close to the beautiful Tomoka River, which is right where I grew up in Tomoka Estates and where several of my uncles still live. The proximity to the airport and rail is terrifying since both could easily have accidents that lead to devastating explosions. My children took dance classes across the street from the proposed site and play softball at the fields adjacent to the property - I cannot imagine allowing them to continue in the shadow of this time bomb.

Development here should bolster our tourism based economy, not make the area significantly less enticing for tourists. We will go from being the Birthplace of Speed to the Home of a Future Fuel Disaster.

I implore you to use your influence for the good of this amazing community. Help Ormond grow in meaningful, beautiful ways, not in a way with the potential to decimate the town, either economically or literally.

**Thank you.
Anne Myer**

Survey Link:

Attachments:

- **If responding on behalf of the Governor or Secretary** please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
- If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.
- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

**Assigned by:
Teri Plichta**

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115._5004w2mTbc5:ref

www.dep.state.fl.us

From: noreply@salesforce.com on behalf of [SalesForce CRM](#)
To: [Gerry, Alex](#)
Subject: Belvedere Terminals Air Permit #00157619 SF Reference: ref:_00DG0i115._5004w2mTe17:ref
Date: Wednesday, August 16, 2023 3:10:24 PM

EXTERNAL MESSAGE

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*** NEW CASE ASSIGNMENT ***

Standard Case:
00157619

Case Status:
Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject line) and copy publicservices@dep.state.fl.us .

Assigned To:
DEP Air Resource Management

Case Type:
Suggestion

Instructions:

Due Date:
8/23/2023 5:00 PM

Contact Name:
Mona Herbert

Contact email:
monahebert5@gmail.com

City:

Ormond Beach

Contact Phone:
[REDACTED]

Organization:
Citizen

Case Subject:
Belvedere Terminals Air Permit

Case Description:

From: Mona Hebert <monahebert5@gmail.com>

Sent: Wednesday, August 16, 2023 2:39:33 PM (UTC-05:00) Eastern Time (US & Canada)

To: Salesforce CRM <PublicServices@dep.state.fl.us>

Subject: I object to the Belvedere Fuel Farm project

Good afternoon,

I am writing to you today to make my objection known to you and to your department for the Belvedere Fuel Farm project. I object to the air construction permit being approved. The safety of our city, county, and all residents who live here are in danger. I implore you to help stop this project before it's too late!

US 1 and Hull road are not equipped to add all the extra heavy duty semi trucks, 7-12 trucks additional an hour, 7 days a week, 365 days a year. US 1 does not have enough lights for the surrounding streets making the intersections that much more dangerous with the added trucks. Let alone the highway interchange is not designed for the traffic it currently has. Widen the roads, widen the interchange, add lights, make it safe before a project of this size or nature is built. Do not do it backwards, do not approve it and rely on help for the company to offset the costs once it's already built and open. There will be many more accidents and deaths if you approve this project at this time.

I also have an issue with the location, the area we are talking about is too close to residential, too close to the sports complex where children play. We also have schools close by. I am worried about air quality, fuel spills, fire, contaminating our groundwater. The company states they will make it safe but they have not done or said anything to make feel safe about the issues listed above.

Is the fire department able to handle any fire that may result from a fuel tank plant, trained?

I can go on and on and I hope you are hearing from other concerned residents. Please reach out to me if you need more reasons I am against you approving this permit.

Do not approve, please reject the permit based on the health and safety of our surrounding residents.

**Sincerely,
Ramona Hebert**



Survey Link:

Attachments:

- **If responding on behalf of the Governor or Secretary** please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
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- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

**Assigned by:
Teri Plichta**

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115._5004w2mTe17:ref

www.dep.state.fl.us

From: noreply@salesforce.com on behalf of [SalesForce CRM](#)
To: [Gerry, Alex](#)
Subject: Belvedere Terminals Air Permit #00157670 SF Reference: ref:_00DG0i115._5004w2mTiMZ:ref
Date: Thursday, August 17, 2023 12:12:13 PM

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***** NEW CASE ASSIGNMENT *****

Standard Case:
00157670

Case Status:
Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject line) and copy publicservices@dep.state.fl.us .

Assigned To:
DEP Air Resource Management

Case Type:
Complaint

Instructions:

Due Date:
8/24/2023 5:00 PM

Contact Name:
Wayne Ouellette

Contact email:
wayneemail48@yahoo.com

City:


Contact Phone:

Organization:
Citizen

Case Subject:
Belvedere Terminals Air Permit

Case Description:
From: Wayne Ouellette <wayneemail48@yahoo.com>
Sent: Thursday, August 17, 2023 11:36 AM
To: Public Services <Public.Services@FloridaDEP.gov>
Subject: Ormond Beach Fuel Tank

I am writing you to complain about the proposed fuel tanks being built on Hull Road in Ormond Beach. We already have a huge traffic problem on US 1. This will add I am told 16 tankers a day in and out. Where are the citizens going to drive. I don't know if you can do anything about this, but we need your support on this issue.

Wayne Ouellette

a voting citizen

Survey Link:

Attachments:

- **If responding on behalf of the Governor or Secretary please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.**
- **If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.**
- **If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.**
- **Advise Teri Plichta when this issue is resolved so they can close the case.**

If you have questions about this case or how to respond please contact:

Assigned by:
Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref._00DG0i115._5004w2mTiMZ:ref

From: norenly@salesforce.com on behalf of [SalesForce CRM](#)
To: [Gerry, Alex](#)
Subject: Belvedere Terminals Air Permit #00157719 SF Reference: ref:_00DG0i115._5004w2mTrto:ref
Date: Friday, August 18, 2023 3:15:56 PM

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***** NEW CASE ASSIGNMENT *****

Standard Case:
00157719

Case Status:
Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject line) and copy publicservices@dep.state.fl.us .

Assigned To:
DEP Air Resource Management

Case Type:
Suggestion

Instructions:

Due Date:
8/25/2023 5:00 PM

Contact Name:
Cynthia Rommeney

Contact email:
beachlady364@aol.com

City:

Contact Phone:

Organization:
Citizen

Case Subject:
Belvedere Terminals Air Permit

Case Description:
**From: Governor's Office of Citizen Services
<EOGCitizenServices@eog.myflorida.com>
Sent: Friday, August 18, 2023 3:04 PM
To: Public Services <Public.Services@FloridaDEP.gov>
Subject: FW: Fuel Farm Ormond b**

**From: Cynthia M. Rommeney <beachlady364@aol.com>
Sent: Tuesday, August 15, 2023 1:31 PM
To: GovernorRon.DeSantis@eog.myflorida.com
Subject: Fuel Farm Ormond b**

Constituent message:

1. Name

Cynthia M. Rommeney

2. Email Address

beachlady364@aol.com<

3. Phone Number

[REDACTED]

4. Subject

Fuel Farm Ormond b

5. Message

I live within walking distance to where they are planning this. It is a 55 and over community. You need to stop this from happening. We are retired and on fixed incomes. But we vote and before this you had a lot of people here hoping that you would run for president. Not anymore. We are old but have a lot of time on our hands so will be out with strong voices. Please do something to help us.

6. Attach file (optional)

7. User IP Address

[REDACTED]

8. HTTP User Agent

Mozilla/5.0 (Windows NT 10.0; Win64; x64) AppleWebKit/537.36 (KHTML, like Gecko) Chrome/109.0.0.0 Safari/537.36

9. Date Submitted

15/08/2023

10. Time Submitted

1:30:49 pm, EDT

This message was sent from <https://www.flgov.com>

Survey Link:

Attachments:

- **If responding on behalf of the Governor or Secretary** please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
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- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

**Assigned by:
Teri Plichta**

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115._5004w2mTrto:ref

RECEIVED

August 22, 2023

Dept. of Environmental Protection
Office of General Counsel



August 22, 2023

VIA CERTIFIED MAIL AND EMAIL: LEA.CRANDALL@FLORIDADEP.GOV
Lea Crandall, Agency Clerk
Florida Department of Environmental Protection
2600 Blair Stone Road, MS# 5505
Tallahassee, FL 32399-2400

Re: Strong Opposition and Appeal Relating to Belvedere Terminal Company, LLC's,
Proposed Fuel Farm for Ormond Beach, Florida – Air Permit # 1270233-001-AC

Dear Ms. Crandall:

On behalf of the business leaders of the Ormond Beach and Daytona Beach area, the Civic League of the Halifax Area opposes Belvedere Terminal Company, LLC's construction of the proposed Fuel Farm at 874 Hull Avenue in Ormond Beach, Florida. We oppose the proposed Fuel Farm's proximity to several residential neighborhoods, the Ormond Beach Sports Complex (where hundreds of families and children congregate daily and, on the weekends,) numerous local businesses and the Ormond Beach Municipal Airport. We are concerned about the environmental impact of the Fuel Farm on the area. Finally, the Fuel Farm will add 160 tanker trucks per day to an already congested roadway serving families, local businesses, and tourists. The safety of our community matters and we oppose this proposed Fuel Farm.

Respectfully submitted,

Jeff Feasel
Chair, Civic League of the Halifax Area

RECEIVED

August 18, 2023

Dept. of Environmental Protection
Office of General Counsel

From: [Greg Foster](#)
To: [Crandall, Lea](#)
Subject: Fuel Terminal - Ormond Beach
Date: Friday, August 18, 2023 12:17:39 PM

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Mr. Crandall,

As a lifelong Ormond Beach resident, this email is to vehemently oppose the proposed fuel terminal on Hull Road in Ormond. I find it unexplainable that something like this would even be considered adjacent to a world class sports complex which hosts multiple major KIDS sporting events each year.

We understand the company wants to be close to Jax and the I-4 corridor but this is right on top of senior residential areas, the sports complex, an airport and several LONG ESTABLISHED businesses and is completely unacceptable.

We respectfully ask that FDEP not approve this location.

Thank you,
Greg & Kathy Foster



From: [Read, David](#)
To: [Costello, Martin](#)
Subject: FW: Air permit for facility neqr the city of Ormond Beach
Date: Wednesday, July 26, 2023 10:57:46 AM

From: Charleen <charojay@aol.com>
Sent: Sunday, July 9, 2023 1:28 PM
To: Read, David <David.Read@dep.state.fl.us>; charojay@aol.com
Subject: Air permit for facility neqr the city of Ormond Beach

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

I am Dr, Charleen Evans-Thomas, a resident of the city of Ormond Beach.

When I could not find the notice concerning Air Permit for Ormond Beach in the paper of our city I became concerned.

Our local paper is the Ormond Beach Observer, where the notice would seem to be legal and not appearing elsewhere.

Am I correct in this charge?

Please explain why the notice is found in the paper of another city, Dayton Beach, and not in the paper serving Ormond Beach?

I find this practice highly unusual.

Charleen

From: [Gerry, Alex](#)
To: [Read, David](#)
Subject: FW: Belvedere Terminals Air Permit #00157537 SF Reference: ref:_00DG0i115_5004w2mTW3e:ref
Date: Tuesday, August 15, 2023 4:26:17 PM

This is closed but another person complaining about the same thing.

Alexandra G.
850-717-9085

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Tuesday, August 15, 2023 4:24 PM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157537 SF Reference: ref:_00DG0i115_5004w2mTW3e:ref

EXTERNAL MESSAGE

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***** NEW CASE ASSIGNMENT *****

Standard Case:

00157537

Case Status:

Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject

line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Concern

Instructions:

Due Date:

8/22/2023 5:00 PM

Contact Name:

Donna Wenning

Contact email:

eightiescat57@gmail.com

City:

Contact Phone:

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: Donna Wenning <eightiescat57@gmail.com>
Sent: Monday, August 14, 2023 9:08 PM
To: Public Services <Public.Services@FloridaDEP.gov>
Subject: Fuel Farm

Good morning,

I am a resident of the Bear Creek Retirement Community located in Ormond Beach.

Recently, it has come to our attention that a fuel farm is being considered to be built on Hull Road which is presently in our backyard of Bear Creek.

The residents and myself are very concerned for our safety if this goes through.

Does anybody care about humanity anymore?

Why would you build a fuel farm so close to a residential area?

I hope you will find a solution for this atrocity and pass this on to Governor Desantis.

Thank you for your help.

Donna Wenning


Survey Link:

Attachments:

- If responding on behalf of the Governor or Secretary please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
- If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.
- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the

case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115_5004w2mTW3e:ref

From: [Gerry, Alex](#)
To: [Reed, David](#)
Subject: FW: Belvedere Terminals Air Permit #00157571 SF Reference: ref:_00DG0i115._5004w2mTYym:ref
Date: Tuesday, August 15, 2023 4:26:50 PM

This is closed but another person complaining about the same thing.

Alexandra G.
850-717-9085

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Tuesday, August 15, 2023 4:18 PM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157571 SF Reference: ref:_00DG0i115._5004w2mTYym:ref

EXTERNAL MESSAGE

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***** NEW CASE ASSIGNMENT *****

Standard Case:

00157571

Case Status:

Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject

line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Complaint

Instructions:

Due Date:

8/22/2023 5:00 PM

Contact Name:

Sarah Sherwood

Contact email:

smsherwood7@gmail.com

City:

Contact Phone:

[REDACTED]

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: Sarah Sherwood <smsherwood7@gmail.com>

Sent: Tuesday, August 15, 2023 3:44:02 PM (UTC-05:00) Eastern Time (US & Canada)

To: Salesforce CRM

Subject: Ormond Beach Fuel Terminal - Formal Complaint

Good Afternoon,

I would like to register a formal complaint regarding the air permit filed by Belvedere Terminals for the planned bulk fuel storage and rail terminal facility at 874 Hull Road in Ormond Beach. Company information is as follows:

**Belvedere Terminals
111 NE 2nd Avenue suite 517
Saint Petersburg FL 33701**

This planned location is extremely close to both residential housing and sensitive environmental areas. Moreover, we do not have the local road infrastructure to support the increase in tanker vehicle traffic. There is currently no funding for the I-95/US1 interchange and we regularly have accidents involving large vehicles flipping on the US1 exit (e.g., tractor trailers). Adding tanker trucks to the mix will not help this safety hazard. As a resident of Ormond Lakes less than one mile away from the proposed facility and someone who commutes to work every day on US-1/I-95, I vehemently oppose this development.

Please advise on next steps, if applicable, in the formal complaint process.

**Respectfully,
Sarah Sherwood**

Sent from my iPhone

Survey Link:

Attachments:

- If responding on behalf of the Governor or Secretary please have

appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.

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- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115._5004w2mTYym:ref

From: [Gerry, Alex](#)
To: [Read, David](#)
Subject: FW: Belvedere Terminals Air Permit #00157575 SF Reference: ref:_00DG0i115._5004w2mTZ8c:ref
Date: Tuesday, August 15, 2023 4:26:10 PM

This is closed but another person complaining about the same thing.

Alexandra G.
850-717-9085

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Tuesday, August 15, 2023 4:24 PM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157575 SF Reference: ref:_00DG0i115._5004w2mTZ8c:ref

EXTERNAL MESSAGE

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***** NEW CASE ASSIGNMENT *****

Standard Case:

00157575

Case Status:

Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject

line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Information

Instructions:

FYI

Due Date:

8/22/2023 5:00 PM

Contact Name:

Carol Burbaugh

Contact email:

buckeyeob@live.com

City:

Contact Phone:

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: Carol Burbaugh <BuckeyeOB@live.com>

Sent: Tuesday, August 15, 2023 4:05:56 PM (UTC-05:00) Eastern Time (US & Canada)

To: Salesforce CRM <PublicServices@dep.state.fl.us>

Subject: Fuel depot in Ormond Beach Florida

I need to add my name to the list of those who stand against this installation in our community. It's not safe and we don't want it here. Go out in the unpopulated areas and put it there please!

Carol Burbaugh


Survey Link:

Attachments:

- If responding on behalf of the Governor or Secretary please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
- If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.
- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115_5004w2mTZ8c:ref

From: [Gerry, Alex](#)
To: [Read, David](#)
Subject: FW: Belvedere Terminals Air Permit #00157576 SF Reference: ref:_00DG0i115._5004w2mTZHU:ref
Date: Wednesday, August 16, 2023 7:36:00 AM

Here is another one.

Alexandra G.
850-717-9085

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Tuesday, August 15, 2023 4:31 PM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157576 SF Reference: ref:_00DG0i115._5004w2mTZHU:ref

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.



***** NEW CASE ASSIGNMENT *****

Standard Case:

00157576

Case Status:

Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject

line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Complaint

Instructions:

Due Date:

8/22/2023 5:00 PM

Contact Name:

Elena Kraft

Contact email:

krafftelena@gmail.com

City:

Contact Phone:

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: Elena Krafft <krafftelena@gmail.com>
Sent: Tuesday, August 15, 2023 4:26:32 PM (UTC-05:00) Eastern Time (US & Canada)
To: Salesforce CRM <PublicServices@dep.state.fl.us>
Subject: Complaint against the Proposed Ormond Beach Fuel Terminal

Good afternoon -- I am writing to express my opposition to the proposed location of Belvedere's fuel terminal in Ormond Beach (874 Hull Rd. Ormond Beach). This location is surrounded by residential areas (including Bear Creek, Ormond Lakes, Village of Pine Run, Ormond Grande, among others). Furthermore, it is less than 800 feet from the Ormond Beach Sports Complex where children from all over Ormond Beach, Daytona Beach, Palm Coast, Port Orange come to play various sports (e.g., soccer, baseball). It is also less than a mile from a popular playground (Limitless Park) and daycare centers, and in very close proximity to the Ormond Beach municipal airport. The facility will be designed to achieve a truck loading throughputs of 348 million gallons per year of gasoline, and 36 million gallons per year of ethanol. It will also be storing diesel, biodiesel and propane. It is well established that these large tank farms increase emissions of VOCs which have been shown to be harmful to health. Furthermore, the increase in truck truck traffic will also make it very difficult to access main roads nearby. These terminals are also susceptible to natural disasters (e.g., hurricanes, fires) as well as human error, which have led to numerous accidents and dangerous levels of emissions in other parts of the country. The proposed terminals will also be less than a mile away from protected ecosystems, including wetlands and other water sources.

I understand the need for such storage tanks, but I think the location needs to be reassessed. Although the parcel in question is now designated under "heavy industrial" this area is NOT industrial. Please take a look at the surrounding areas and you will see a robust residential area surrounded by beautiful nature.

Thank you in advance for hearing my concern. Please contact me if you need any additional information.

Best regards,
Elena

Elena Krafft, DrPH, MPH, CHES


Survey Link:

Attachments:

- If responding on behalf of the Governor or Secretary please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
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- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115._5004w2mTZHU:ref

From: [Gerry, Alex](#)
To: [Read, David](#)
Subject: FW: Belvedere Terminals Air Permit #00157577 SF Reference: ref:_00DG0i115._5004w2mTZND:ref
Date: Wednesday, August 16, 2023 8:09:07 AM

FYI

Alexandra G.
850-717-9085

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Wednesday, August 16, 2023 7:55 AM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157577 SF Reference: ref:_00DG0i115._5004w2mTZND:ref

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.



***** NEW CASE ASSIGNMENT *****

Standard Case:

00157577

Case Status:

Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject

line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Suggestion

Instructions:

Due Date:

8/22/2023 5:00 PM

Contact Name:

Gail Bernacchi

Contact email:

gbernacchi@cfl.rr.com

City:

Contact Phone:

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: gbernacchi@cfl.rr.com <gbernacchi@cfl.rr.com>
Sent: Tuesday, August 15, 2023 4:42:25 PM (UTC-05:00) Eastern Time (US & Canada)
To: Salesforce CRM <PublicServices@dep.state.fl.us>
Subject: Belvedere Fuel Depot

This email is concerning the proposed fuel storage facility that Belvedere wants to build on Hull Road in Ormond Beach, FL. I am a realtor with Century 21 A.H. Stone for 20 years now and a native to Florida.

Our beautiful State is very precious to all that live here. This facility is within 1 mile from Ormond Lakes Subdivision, Bear Creek, Tomoka Estates and the Sports Complex. Also in close proximity to the Tomoka River and let's not forget the Ormond Beach Airport. I am sure you have the data concerning accidents that have happened with storage facilities, in the past, which should be a concern. The emission of VOC's alone should not be allowed in a residential neighborhoods or where children play. An accident so close to the above subdivisions and airport, would devastate the entire area. Leaking fuel can leak into the ground and contaminate our aquifer.

This will impact the traffic in the immediate area which is already overcrowded. The interchange at I-95 and US 1 have 170 accidents a year. Adding 7 tanker trucks per hour, 24 hours a day will increase the traffic substantially.

Please consider denying this project.

Gail Bernacchi
Realtor
Century 21 AH Stone & Associates


Survey Link:

Attachments:

- If responding on behalf of the Governor or Secretary please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
- If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.
- If you are not able to meet the deadline, please contact the

correspondent and let them know that their issue is under review and a response is being prepared.

- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter experts.

ref:_00DG0i115._5004w2mTZND:ref

From: [Gerry, Alex](#)
To: [Read, David](#)
Subject: FW: Belvedere Terminals Air Permit #00157581 SF Reference: ref:_00DG0i115._5004w2mTaJl:ref
Date: Wednesday, August 16, 2023 8:09:12 AM

FYI

Alexandra G.
850-717-9085

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Wednesday, August 16, 2023 7:58 AM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157581 SF Reference: ref:_00DG0i115._5004w2mTaJl:ref

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.



***** NEW CASE ASSIGNMENT *****

Standard Case:

00157581

Case Status:

Closed

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference

number in the subject line (do not delete anything in the subject line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Suggestion

Instructions:

Due Date:

8/22/2023 5:00 PM

Contact Name:

R Scully

Contact email:

rpmswss2@gmail.com

City:

Contact Phone:

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: R scully <rpmswss2@gmail.com>
Sent: Tuesday, August 15, 2023 10:23:40 PM (UTC-05:00) Eastern Time (US & Canada)
To: Salesforce CRM <PublicServices@dep.state.fl.us>
Subject: Fuel Depot

I writing to let you know that I am in apposition of the Fuel Depot being built in Ormond Beach. I feel it will be to close to a populated area.

Survey Link:

Attachments:

- If responding on behalf of the Governor or Secretary please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
- If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.
- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

Note that all cases may not require a direct response to the customer but all correspondence should be reviewed by the relevant subject matter

experts.

ref:_00DG0i115_5004w2mTajl:ref

www.dep.state.fl.us

Fri 7/7/23

Delay Environmental Protection

How sad autistic kids like Greta are so influenced by the decades of scientific research to think human use of fossil fuels is leading to our self-destruction.

The wizards of wealth have clearly shown that petroleum usage is the quickest way to being a billionaire (who has access to the best resorts that avoid any suffering from so-called global warming).

These titans are adept at efficiently producing Soylent Green. Obviously this product involves many trucks, which in turn run cheaply on oil in its various forms.

Why worry about moral or ethical issues. Any safety issues have been projected to be so minimal we can always bury our heads in the sand, or in a worst case scenario, leap like lemmings to overlook any disasters.

Full steam ahead. Those icebergs are probably just dark conspiracy stones.

Volusia County homeowner, half century,
(last 30+ years in city of Ormond Beach)

R. Colson

RECEIVED

August 18, 2023

Dept. of Environmental Protection
Office of General Counsel

From: [Heidi Horenstein](#)
To: [Crandall, Lea](#)
Subject: Reference: Air Permit No. 1270233-001-AC
Date: Friday, August 18, 2023 4:06:22 PM

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Dear Lea,

Please accept this as an appeal letter against the proposed Fuel Terminal in Ormond Beach by Belvedere

Terminals (Air Permit No. 1270233-001-AC). We live in Plantation Bay and this would be a huge disruption to our local community. This Fuel Terminal would be near our beloved soccer and baseball fields that our kids frequent daily.

We are additionally concerned about the exposure to the products we distribute, we are an FDA

Registered Facility (Registration#: 16921971742) which we know are also concerns of many of our fellow residents and business owners. The health, welfare, and safety of the surrounding business and children, along with the air quality, quality of life, and safety to our environment are of our utmost importance.

We also oppose this location as the traffic along this section of Highway US-1 is extremely congested

with traffic and semi-trucks already. The location of this terminal would be a detriment to our community.

Considering these facts, we kindly request that you consider appealing the permit Belvedere Terminals has submitted.

Heidi Horenstein

Mobile | 
heidi.horenstein@gmail.com

Please consider the environment before printing this email.

From: [Gerry Alex](#)
To: [Costello Martin](#)
Subject: FW: Belvedere Terminals Air Permit #00157568 SF Reference: ref:_00DG0i115._5004w2mTYbd:ref
Date: Wednesday, August 16, 2023 8:19:17 AM

My last response that needs to be followed up on with Kent.

Alexandra G.
850-717-9085

From: Gerry, Alex
Sent: Tuesday, August 15, 2023 4:30 PM
To: Kent s <keemcosh@gmail.com>
Subject: RE: Belvedere Terminals Air Permit #00157568 SF Reference: ref:_00DG0i115._5004w2mTYbd:ref

Hello Kent,

I have forwarded your email to our permit manager. He will be able to get more information about what to do since it sounds like you may want to petition this permit.

It may be tomorrow before you hear back from him.

Sincerely,

Alex

From: Kent s <keemcosh@gmail.com>
Sent: Tuesday, August 15, 2023 4:16 PM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Cc: Salesforce CRM <PublicServices@dep.state.fl.us>
Subject: Re: Belvedere Terminals Air Permit #00157568 SF Reference: ref:_00DG0i115._5004w2mTYbd:ref

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

The business address is in Pinellas County, but the address of the site we want to submit a complaint for is Volusia County where they want to build.

Do i still use this link?

On Tue, Aug 15, 2023 at 4:00 PM Gerry, Alex <Alex.Gerry@floridadep.gov> wrote:

Hello Kent Shepard, you can file a complaint via the link below. Please let me know if you need anything else.

Pinellas County Local Program

[Air Quality Division](#)

509 East Avenue S., Suite 138

Clearwater, FL 33756

Phone: 727-464-4422

Fax: 727-464-4420

- [File an Outdoor Air Complaint in Pinellas County](#)

Sincerely,
Alex

From: noreply@salesforce.com <noreply@salesforce.com> **On Behalf Of** Office of Public Services
Sent: Tuesday, August 15, 2023 2:55 PM
To: Gerry, Alex <Alex.Gerry@FloridaDEP.gov>
Subject: Belvedere Terminals Air Permit #00157568 SF Reference: ref:_00DG0i115._5004w2mTYbd:ref

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.



***** NEW CASE ASSIGNMENT *****

Letter Case:

00157568

Case Status:

Open

Please review for next appropriate action. If case status (above) is "closed" no further response is expected.

IMPORTANT: To close this case notify Public Services. If responding to the customer by email leave the entire reference number in the subject line (do not delete anything in the subject line) and copy publicservices@dep.state.fl.us .

Assigned To:

DEP Air Resource Management

Case Type:

Complaint

Instructions:

Due Date:

8/29/2023 5:00 PM

Contact Name:

Kent Shepard

Contact email:

keemcosh@gmail.com

City:

Contact Phone:

[REDACTED]

Organization:

Citizen

Case Subject:

Belvedere Terminals Air Permit

Case Description:

From: Kent s <keemcosh@gmail.com>

Sent: Tuesday, August 15, 2023 2:49:18 PM (UTC-05:00) Eastern Time (US & Canada)

To: Salesforce CRM <PublicServices@dep.state.fl.us>

Subject: Complaint Request

I would like to file a formal complaint , with the FDEP regarding the air permit that was filed by Belvedere Terminals.

My name: Kent Shepard

My phone: [REDACTED]

My address: keemcosh@gmail.com

Address for complaint: [874 Hull Road Ormond Beach, FL 32174](#)

Company name : Belvedere Terminals Company Address : [111 NE 2nd Avenue suite 517 Saint Petersburg FL 33701](#)

Survey Link:

Attachments:

- **If responding on behalf of the Governor or Secretary** please have appropriate leadership review & approve prior to release per your local procedures. The signature is at the discretion of your Division/District/Office Director.
- If the assignment cannot be completed within the allotted time, please contact Teri Plichta to request an extension.
- If you are not able to meet the deadline, please contact the correspondent and let them know that their issue is under review and a response is being prepared.
- Advise Teri Plichta when this issue is resolved so they can close the case.

If you have questions about this case or how to respond please contact:

Assigned by:

Teri Plichta

Internal Case Source:

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ref:_00DG0i115._5004w2mTYbd:ref

www.dep.state.fl.us

Dep Customer Survey



From: ronbon
To: Costello, Martin
Cc: ronbon
Subject: Ormond Beach Terminal AC permit
Date: Wednesday, August 16, 2023 1:10:52 PM

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Dear my Costello

My name is Renaud Bégin, my friends call me Ron. I have been a resident and business owner in Ormond Beach, where the "Ormond Beach Terminal" is proposed to be constructed.

I have reviewed the approved permit issued by your department to Belvedere Terminals Co LLC., copy of which is attached.

I would like to obtain a copy of the original permit application and all pertaining information relating to the permit to include the information of and the approval process of the engineering firm who approved this project as environmentally safe.

I assume this is a matter of public record and therefore accessible by the public at large but certainly by those residents directly effected by this permit.

I don't need a hard copy, only direction as to how I can locate the information online.

Thank you so much for your cooperation in this matter.

Respectfully
Ron Bégin

.com

Sent from my T-Mobile 5G Device

From: [Costello, Martin](#)
To: [Read, David](#)
Subject: Belvedere Terminals
Date: Monday, July 31, 2023 2:21:00 PM

As requested I added residents to the cc list. Included is Sharon Trescott who has called several times after the 14 day comment period passed.

[Link](#)

From: [Connie Colby](#)
To: [Costello, Martin](#)
Subject: Re: Reply to your question
Date: Monday, August 28, 2023 12:31:44 PM

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Thank you for responding. Another question. The company in question, Belvedere Terminal, Ormond Beach facility is advertising as if this is a done deal and it was as far as DEP is concerned. HOWEVER, they list jet fuel for storage at that location and that is not listed on the application permit. While I don't know much about it, in reading it appears that this is stored, vented, transported and loaded and unloaded differently than the other fuels listed. Is there something we need to know?

In the event there needs to be an amendment or rewrite I'm sure the residents would appreciate notice in the Daytona News-Journal where we get our legal notices from the city and county so more people will be aware. The Hometown News is not delivered in gated communities of which we have many and is inconsistently tossed at the end of driveways and tossed out without even looking at it.

Also, is the permit transferable to another location?

Connie Colby
Ormond Beach, FL32174

2:50 PM Fri Aug 25 66%
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www.xclaimagency.com

BELVEDERE NEWS



Gulf Coast Hub

Belvedere's Main Hub is strategically located near multiple interstate pipelines providing Refinery direct sourcing from Texas and Louisiana. Our design features Unit Train capabilities, 1.5 million barrels of mixed fungible storage and has a special focus on the mass distribution of Renewable Energies.

Belvedere shippers can take advantage of our multiple pipeline sources, several new strategically located sales markets, leasable storage, the latest in computerized technology and our Just In Time delivery service, all maximizing the efficiency of our operations making Belvedere Terminals the first choice for your logistic needs.

Planning for the Future

We're Adding New Spur Terminals

Belvedere is an innovative transportation fuel distribution business, which expands the reach of the Houston and Baton Rouge sourced refinery pipeline networks past their current capacity constraints by transloading products into unit train sized rail shipments into spur terminals serving Florida markets in Jacksonville, Ft. Myers, and Ft. Pierce.





Planning for the Future

We're Adding New Spur Terminals

Belvedere is an innovative transportation fuel distribution business, which expands the reach of the Houston and Baton Rouge sourced refinery pipeline networks past their current capacity constraints by transloading products into unit train sized rail shipments into spur terminals serving Florida markets in Jacksonville, Ft. Myers, and Ft. Pierce.

FT. PIERCE, FL SPUR SITE	ORMOND BEACH, FL SPUR SITE	JACKSONVILLE, FL SPUR FACILITY
<p>Less than 3 miles to I-95 and approximately 5 miles to Florida's Turnpike</p> <ul style="list-style-type: none"> • 5-bay truck loading rack with room for expansion • 24/7 high-speed loading • Over 482,000 bbls capacity • Capable of unloading unit trains in under 12 hours • Standalone propane offload, storage and truck loading on-site • Ethanol available for blending and/or neat truck shipments • Truck rack blending available, including proprietary solutions as required • Tankage available for: <ul style="list-style-type: none"> • CBOB #4 Octane • CBOB 91 Octane • Ultra-Low Sulfur Diesel Fuel • Ethanol • Biodiesel • Propane • MGO 	<p>Less than 3 miles to I-95 and adjacent to US HWY 1</p> <ul style="list-style-type: none"> • 5-bay truck loading rack with room for expansion • 24/7 high-speed loading • Over 482,000 bbls capacity • Capable of unloading unit trains in under 12 hours • Standalone propane offload, storage and truck loading onsite • Ethanol available for blending and/or neat truck shipments • Truck rack blending available, including proprietary solutions as required • Tankage available for: <ul style="list-style-type: none"> • CBOB #4 Octane • CBOB 91 Octane • Ultra-Low Sulfur Diesel Fuel • Ethanol • Biodiesel • Propane • Jet Fuel • MGO 	<ul style="list-style-type: none"> • 5-bay truck loading rack with room for expansion • 24/7 high-speed loading • Approximately 500,000 bbls capacity • Capable of unloading unit trains in under 12 hours • Ethanol available for blending and/or neat truck shipments • Truck rack blending available, including proprietary solutions as required • Tankage available for: <ul style="list-style-type: none"> • CBOB #4 Octane • CBOB 91 Octane • Ultra-Low Sulfur Diesel Fuel • Ethanol • Biodiesel • Propane • Jet Fuel • MGO

Sent from my iPad

On Aug 8, 2023, at 1:51 PM, Costello, Martin <Martin.Costello@dep.state.fl.us> wrote:

Ms. Colby,

This is a response to your question regarding the status of the air construction permit for the Belvedere Terminal in Ormond Beach. The permit was final on 8/1/23 as seen on the status update below. You also asked about other agencies and authorizations associated with this project for which you should contact them directly (e.g. local building department, zoning boards, transportation agencies, ect.).

facility ID number: 1270233 Owner/Company Name: BELVEDERE TERMINALS COMPANY, LLC

Facility Name: ORMOND BEACH TERMINAL

Project Number: 1270233-001-AC

Permit Status: FINAL

Permit Activity: CONSTRUCTION

Facility County: VOLUSIA

If you have questions on the air construction permit, you can contact me at this email address or call my office (number below).

Martin Costello, P.E.
DEP Division of Air Resource Management
Tallahassee
850.717.9040





RECEIVED

August 22, 2023

Dept. of Environmental Protection
Office of General Counsel

August 22, 2023

Lea Crandell, Agency Clerk

Florida department of Environmental Protection

2600 Blair Stone Road, MS# 5505

Tallahassee, FL 32399-2400

Re: Belvedere Terminals Proposed Fuel Terminal in Ormond Beach Appeal Letter

Dear Lea,

Please accept this as an appeal letter against the proposed Fuel Terminal in Ormond Beach by Belvedere Terminals (Air Permit No. 1270233-001-AC) that has recently been brought to our attention. We are a boutique size law firm that has been in the Ormond Beach area for many years, we take great strides to act as stewards in our community. This Fuel Terminal would be near many residents, businesses as well as the airport and the sports complex that children use daily.

We are very concerned about the exposure that this can cause and the elevated health, welfare and safety of the individual's in the community. We are concerned for the air quality and safety of individuals in the community because of the dangerous proximity to an aircraft taking off. I oppose this location as the traffic along the section of highway US-1 is very congested with traffic and semi-trucks. The location of this terminal will be a detriment to our community.

We hope you will consider these facts and we request that you consider appealing the permit for the Belvedere Terminals that has been submitted. I am more than happy to discuss my concerns in further detail if need be. My contact information is below.

Sincerely,

Erum S. Kistemaker, Esq.

RECEIVED

August 18, 2023

Dept. of Environmental Protection
Office of General Counsel

From: [Jamie Wade](#)
To: [Crandall, Lea](#)
Subject: Belvedere Terminals proposed Fuel Terminal in Ormond Beach Appeal Letter
Date: Friday, August 18, 2023 9:16:28 AM

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Dear Lea,

Please accept this as an appeal letter against the proposed Fuel Terminal in Ormond Beach by Belvedere Terminals (Air Permit No. 1270233-001-AC). I have lived in Ormond Beach for 35 year and I am proud of the community that surrounds me and my family. This Fuel Terminal would be near an airport and our sports complex that kids use every day.

I am concerned about the air quality, safety and our environment. I also oppose this location as the traffic along this section of Highway US-1 is extremely congested with traffic and semi-trucks already. The location of this terminal would be harmful to our community.

I request that you consider appealing the permit Belvedere Terminals has submitted.

Thank you for your time and consideration,

Jamie Wade

Exhibit F

Audit Period: January 1, 2020 – September 30, 2021

Hometown News

5059 Turnpike Feeder Road
Fort Pierce, FL 34951
(772) 465-5656
(772) 465-5301 FAX

EMAIL: frobinson@hometownnewsol.com
www.hometownnewsol.com

1. Audited Media Platforms

Print Publication:	Average Net Circulation:	160,636 (Print Edition)
Website:	Average Monthly Unique Users:	158,408
Social Media:	Average Facebook Likes:	19,089
	Average Twitter Followers:	2,130
	Average Instagram Followers:	2,399
E-Newsletters:	Average E-Newsletter Subscribers:	19,260
	Average Open Rate:	25.3%

Hometown News – Total Gross Contacts

CVC Estimated Edition Readership:	210,546
Total Digital Contacts:	186,899
Total Estimated Gross Contacts:	397,445*

*Total gross contacts include CVC estimated edition readership, website unique users, social media followers, and opened e-newsletter contacts. Total gross contact estimates can include significant audience duplication. There was no attempt made to eliminate any duplication that may exist.

2. Publication Information

Number of Editions:	Fifteen
Format / Average Page Count:	5 Broadsheet / 24 Pages & 10 Tabloids / 28 Pages
Circulation Cycle:	Weekly
Ownership:	Hometown News, LLC
Year Established:	2002
Publication Type:	Community Newspaper
	100% Controlled / 0% Paid / 0% Sponsor Paid
Content:	70% Advertising / 30% Editorial
Primary Delivery Methods:	97% Carrier Delivery / 3% Controlled Bulk / <1% Waiting Rooms
Annual Mail Subscription Rate:	\$104.00
Insert Zoning Available:	Yes - ZIP Code / Zone
CVC Member Number:	15-0907
DMA Served (2):	West Palm Beach, FL / Orlando, FL
MSA Served (4):	Fort Pierce--Port St. Lucie, FL / Daytona Beach, FL / Melbourne-Titusville-Palm Bay, FL / West Palm Beach – Boca Raton, FL
CBSA Served (5):	Port St. Lucie-Fort Pierce, FL / Deltona, Daytona Beach, Ormond Beach, FL / Palm Bay-Melbourne-Titusville, FL / Sebastian-Vero Beach, FL / Miami-Fort Lauderdale-Miami Beach, FL
Audit Funded By:	Association of Community Publishers Community Papers of Florida



3. Rate Card and Mechanical Data

Rate Card Effective Date:	January 1, 2021
Mechanical Data:	Six (6) columns X 20" column depth (Broadsheet) Full page: 11" wide X 20" depth. Four (4) columns X 13" column depth (Tabloid) Full page: 9.75" wide X 13" depth.
Open Rate:	National: \$1,547.00 Full Page - \$185.00 1/16 th Page Local: \$1,131.00 Full Page - \$138.00 1/16 th Page
Insert Open Rate:	\$26.00 - \$40.00 per thousand
Classified Rate:	\$81.90 for up to 4 lines
Deadline Day & Time:	Monday by 3 PM
Website Rates:	\$170.00 per week
E-Newsletter Rates:	\$75.00 per week

Additional rates may be available from the publisher.

4. Contact Information

Volusia County		
Publisher:	Farris Robinson	EMAIL: frobinson@hometownnewsmediagroup.com
Brevard/Treasure Coast		
Publisher:	Kirk Dougal	EMAIL: kdougal@hometownnewsmediagroup.com
Advertising:	Kathy Young	EMAIL: kyoung@hometownnewsmediagroup.com
Circulation:	Don Hornbeck	EMAIL: dhornbeck@hometownnewsmediagroup.com



www.cvcaudit.com



5. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0907	Thirteen (13) Friday / Two (2) Sunday	Hometown News - Consolidated Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	160,636
Average Gross Distribution	(5-F)	160,636
Average Net Press Run	(5-A)	161,011
Audit Period Detail		
A. Average Net Press Run		161,011
B. Office / File		375
C. Controlled Distribution		
1. Carrier Delivery		155,956
2. Bulk Delivery / Demand Distribution		27,20
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		170
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		1,790
Total Average Controlled Distribution		160,636
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		160,636
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		160,636
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		160,636



5A. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0217	Friday	Hometown News - Beaches Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	8,251
Average Gross Distribution	(5-F)	8,251
Average Net Press Run	(5-A)	8,276
Audit Period Detail		
A. Average Net Press Run		8,276
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		8,073
2. Bulk Delivery / Demand Distribution		107
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		71
Total Average Controlled Distribution		8,251
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		8,251
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		8,251
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		8,251



5B. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0561	Sunday	Hometown News - Deland Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	3,293
Average Gross Distribution	(5-F)	3,293
Average Net Press Run	(5-A)	3,318
Audit Period Detail		
A. Average Net Press Run		3,318
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		2,812
2. Bulk Delivery / Demand Distribution		456
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		25
Total Average Controlled Distribution		3,293
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		3,293
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		3,293
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		3,293



5C. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0562	Sunday	Hometown News - Deltona Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	3,310
Average Gross Distribution	(5-F)	3,310
Average Net Press Run	(5-A)	3,335
Audit Period Detail		
A. Average Net Press Run		3,335
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		3,091
2. Bulk Delivery / Demand Distribution		194
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		25
Total Average Controlled Distribution		3,310
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		3,310
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		3,310
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		3,310



5D. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0219	Friday	Hometown News - Ft Pierce Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	7,550
Average Gross Distribution	(5-F)	7,550
Average Net Press Run	(5-A)	7,575
Audit Period Detail		
A. Average Net Press Run		7,575
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		7,265
2. Bulk Delivery / Demand Distribution		92
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		16
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		177
Total Average Controlled Distribution		7,550
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		7,550
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		7,550
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		7,550



5E. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 25-0220	Friday	Hometown News - Martin County Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	14,806
Average Gross Distribution	(5-F)	14,806
Average Net Press Run	(5-A)	14,831
Audit Period Detail		
A. Average Net Press Run		14,831
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		14,369
2. Bulk Delivery / Demand Distribution		242
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		49
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		146
Total Average Controlled Distribution		14,806
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		14,806
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		14,806
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		14,806



5F. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0409	Friday	Hometown News - Melbourne Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	11,803
Average Gross Distribution	(5-F)	11,803
Average Net Press Run	(5-A)	11,828
Audit Period Detail		
A. Average Net Press Run		11,828
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		11,611
2. Bulk Delivery / Demand Distribution		67
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		125
Total Average Controlled Distribution		11,803
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		11,803
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		11,803
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		11,803



5G. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0436	Friday	Hometown News - New Smyrna / Edgewater Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	12,558
Average Gross Distribution	(5-F)	12,558
Average Net Press Run	(5-A)	12,583
Audit Period Detail		
A. Average Net Press Run		12,583
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		12,011
2. Bulk Delivery / Demand Distribution		381
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		7
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		159
Total Average Controlled Distribution		12,558
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		12,558
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		12,558
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		12,558



5H. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0418	Friday	Hometown News - North Brevard / Merritt Island Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	13,336
Average Gross Distribution	(5-F)	13,336
Average Net Press Run	(5-A)	13,361
Audit Period Detail		
A. Average Net Press Run		13,361
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		13,016
2. Bulk Delivery / Demand Distribution		92
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		228
Total Average Controlled Distribution		13,336
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		13,336
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		13,336
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		13,336



5J. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0408	Friday	Hometown News - Palm Bay Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	9,068
Average Gross Distribution	(5-F)	9,068
Average Net Press Run	(5-A)	9,093
Audit Period Detail		
A. Average Net Press Run		9,093
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		8,921
2. Bulk Delivery / Demand Distribution		94
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		53
Total Average Controlled Distribution		9,068
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		9,068
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		9,068
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		9,068



5K. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 13-0437	Friday	Hometown News - Port Orange / S. Daytona Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	13,758
Average Gross Distribution	(5-F)	13,758
Average Net Press Run	(5-A)	13,783
Audit Period Detail		
A. Average Net Press Run		13,783
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		13,304
2. Bulk Delivery / Demand Distribution		299
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		0
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		155
Total Average Controlled Distribution		13,758
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		13,758
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		13,758
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		13,758



5L. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0218	Friday	Hometown News - Port St Lucie Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	15,826
Average Gross Distribution	(5-F)	15,826
Average Net Press Run	(5-A)	15,851
Audit Period Detail		
A. Average Net Press Run		15,851
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		15,587
2. Bulk Delivery / Demand Distribution		51
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		38
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		150
Total Average Controlled Distribution		15,826
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		15,826
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		15,826
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		15,826



SM. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0418	Friday	Hometown News - Sebastian Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	6,645
Average Gross Distribution	(5-F)	6,645
Average Net Press Run	(5-A)	6,670
Audit Period Detail		
A. Average Net Press Run		6,670
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		6,371
2. Bulk Delivery / Demand Distribution		124
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		17
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		133
Total Average Controlled Distribution		6,645
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		6,645
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		6,645
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		6,645



5N. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0420		Friday	Hometown News - Suntree / Viera Fort Pierce, FL
Audit Period Summary			
Average Net Circulation	(5-H)		9,802
Average Gross Distribution	(5-F)		9,802
Average Net Press Run	(5-A)		9,827
Audit Period Detail			
A. Average Net Press Run			9,827
B. Office / File			25
C. Controlled Distribution			
1. Carrier Delivery			9,626
2. Bulk Delivery / Demand Distribution			105
3. Mail			0
4. Requestor Mail			0
5. Waiting Rooms			0
6. Hotels			0
7. Events, Fairs, Festivals and Trade Shows			0
8. Education			0
9. Restock & Office Service			71
Total Average Controlled Distribution			9,802
Controlled Returns			(0)
TOTAL AVERAGE CONTROLLED CIRCULATION			9,802
D. Paid Distribution			
1. Carrier Delivery			0
2. Single Copy			0
3. Mail			0
4. Waiting Room			0
5. Hotels			0
6. Education			0
7. Restock & Office Service			0
Total Average Paid Distribution			0
Paid Returns			(0)
TOTAL AVERAGE PAID CIRCULATION			0
E. Sponsored / Voluntary Paid Distribution			
1. Carrier Delivery			0
2. Single Copy			0
3. Mail			0
4. Waiting Rooms			0
5. Education			0
6. Restock & Office Service			0
Total Average Sponsored Distribution			0
Sponsored Returns			(0)
TOTAL AVERAGE SPONSORED CIRCULATION			0
F. Average Gross Distribution			9,802
G. Total Unclaimed / Returns			(0)*
H. Average Net Circulation			9,802



50. Audited Circulation, Distribution and Net Press Averages - Print Edition

CVC Account Number: 15-0221	Friday	Hometown News - Vero Beach Fort Pierce, FL
Audit Period Summary		
Average Net Circulation	(5-H)	11,537
Average Gross Distribution	(5-F)	11,537
Average Net Press Run	(5-A)	11,562
Audit Period Detail		
A. Average Net Press Run		11,562
B. Office / File		25
C. Controlled Distribution		
1. Carrier Delivery		11,283
2. Bulk Delivery / Demand Distribution		65
3. Mail		0
4. Requestor Mail		0
5. Waiting Rooms		43
6. Hotels		0
7. Events, Fairs, Festivals and Trade Shows		0
8. Education		0
9. Restock & Office Service		146
Total Average Controlled Distribution		11,537
Controlled Returns		(0)
TOTAL AVERAGE CONTROLLED CIRCULATION		11,537
D. Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Room		0
5. Hotels		0
6. Education		0
7. Restock & Office Service		0
Total Average Paid Distribution		0
Paid Returns		(0)
TOTAL AVERAGE PAID CIRCULATION		0
E. Sponsored / Voluntary Paid Distribution		
1. Carrier Delivery		0
2. Single Copy		0
3. Mail		0
4. Waiting Rooms		0
5. Education		0
6. Restock & Office Service		0
Total Average Sponsored Distribution		0
Sponsored Returns		(0)
TOTAL AVERAGE SPONSORED CIRCULATION		0
F. Average Gross Distribution		11,537
G. Total Unclaimed / Returns		(0)*
H. Average Net Circulation		11,537

Explanatory – Print

PARAGRAPH FIVE AUDIT PERIOD SUMMARY

AVERAGE NET CIRCULATION: Average net circulation based on quarterly averages for the audit period indicated. (Total of controlled distribution (C), paid distribution (D), and sponsored distribution (E) minus unclaimed / return (G)). See audit period detail (H).

AVERAGE GROSS DISTRIBUTION: Average gross distribution based on quarterly averages for the audit period indicated. (Total of controlled distribution (A), paid distribution (B), and sponsored distribution (C)). See audit period detail (F).

NET PRESS RUN: Average net press run based on quarterly averages during the audit period indicated. The net press run average does not include press waste, or start-up copies. See audit period detail (A).

AUDIT PERIOD DETAIL

A. 1. NET PRESS RUN: Average net press run based on quarterly averages during the audit period indicated. The net press run average does not include press waste, or start-up copies.

B. 1. OFFICE / FILE: Undistributed editions maintained by the publisher for office purposes. Office / File editions do not qualify as controlled, paid, or sponsored distribution.

C. CONTROLLED DISTRIBUTION (NON-PAID): Editions distributed by the publisher free of charge.

1. CARRIER DELIVERY: Editions delivered by private carrier to single family residences, and/or multi-family residences, and/or businesses.

2. CONTROLLED BULK / DEMAND DISTRIBUTION: Editions distributed to newsracks, newsstands, and/or area retail businesses and available to individual readers. Subject to paragraph 5G returns.

3. MAIL: Editions delivered by United States Postal Service mail to single family residences, and/or multi-family residences, and/or businesses, and/or post office boxes.

4. REQUESTOR MAIL: Editions delivered on a requestor basis by United States Postal Service mail to single family residences, and/or multi-family residences, and/or businesses, and/or post office boxes. Qualified requestor circulation and other mail permit qualifications are audited by the United States Postal Service and not determined by CVC.

5. CONTROLLED WAITING ROOMS: Editions delivered to the waiting areas of local business and office buildings, including, but not limited to salons, medical and professional offices.

6. CONTROLLED HOTELS: Editions distributed to area hotels and available to individual readers. Subject to paragraph 5G returns.

7. EVENTS, FAIRS, FESTIVALS and TRADE SHOWS: Editions distributed to attendees and members of conventions, local fairs, festivals, trade shows and available to individual readers. Subject to paragraph 5G returns.

8. CONTROLLED EDUCATION: Editions distributed to area schools or educational institutions and available to individual readers. Subject to paragraph 5G returns.

9. RESTOCK / OFFICE SERVICE: Editions maintained and distributed by the publisher for restock of newsracks, newsstands, area retail businesses, office deliveries, and advertising purposes during the edition cycle. Subject to paragraph 5G returns.

CONTROLLED RETURNS: Edition distributed in the controlled distribution category, returned to the publisher unclaimed during the edition cycle *(See paragraph 10 for CVC return/unclaimed confirmation.) Publications with greater than 25% returnable source distribution must report returns or unclaimed copies to qualify for net circulation reporting.

D. PAID DISTRIBUTION: Editions distributed by the publisher through paid subscription or other monetary exchange with individual readers.

1. CARRIER DELIVERY: See C1 for explanation of carrier home delivery. See paragraph 11 for paid reporting analysis.

2. SINGLE COPY: Editions distributed to newsracks, newsstands, and/or area retail businesses and available to individual readers. Subject to paragraph 5G returns. See paragraph 11 for paid reporting analysis.

3. MAIL: See C3 for explanation of mail distribution. See paragraph 11 for paid reporting analysis.

4. PAID WAITING ROOMS: See C5 for explanation of waiting room distribution.

5. PAID HOTELS: See C6 for explanation of hotel distribution.

6. PAID EDUCATION: See C8 for explanation of educational copy distribution.

7. RESTOCK / OFFICE SERVICE: See C9 for explanation of restock and office distribution.

PAID RETURNS: See section C: controlled returns for explanation of returns reporting. *(See paragraph 10 for CVC return/unclaimed confirmation.)

E. SPONSORED / VOLUNTARY PAID DISTRIBUTION: Editions distributed by the publisher that are sponsored by a third party monetary exchange or voluntary reader payment system.

1. CARRIER DELIVERY: See C1 for explanation of carrier home delivery.

2. SINGLE COPY: Editions distributed to newsracks, newsstands, and/or area retail businesses and available to individual readers on a sponsored or voluntary pay basis. Subject to paragraph 5G returns.

3. MAIL: See C3 for explanation of mail distribution.

4. SPONSORED WAITING ROOMS: See C5 for explanation of waiting room distribution.

5. SPONSORED EDUCATION: See C8 for explanation of educational copy distribution.

6. RESTOCK / OFFICE SERVICE: See C9 for explanation of restock and office distribution.

SPONSORED RETURNS: See section C: controlled returns for explanation of returns reporting *(See paragraph 10 for CVC return/unclaimed confirmation.)

F. AVERAGE GROSS DISTRIBUTION: Average gross distribution based on quarterly averages for the audit period indicated. Total of controlled distribution (A), paid distribution (B), and sponsored distribution (C).

G. TOTAL UNCLAIMED / RETURNS: Distributed editions returned to the publisher unsold and/or unclaimed during the edition cycle. *(See paragraph 10 for CVC return/unclaimed confirmation.)

H. AVERAGE NET CIRCULATION: Average net circulation for the audit period indicated. Total of controlled distribution (C), paid distribution (D), and sponsored distribution (E) minus unclaimed / return (G).



6A. Average Print Circulation History - Hometown News - Beaches

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	8,025	8,025	8,025	-
01/01/20-12/31/20	CVC	9,333	8,098	8,025	8,025
01/01/19-12/31/19	CVC	9,375	9,375	9,375	9,375
01/01/18-12/31/18	CVC	9,375	9,375	9,375	9,375
01/01/17-12/31/17	CVC	9,375	9,375	9,375	9,375
01/01/16-12/31/16	CVC	9,375	9,375	9,352	9,352
01/01/15-12/31/15	CVC	9,345	9,346	9,344	9,346
01/01/14-12/31/14	CVC	9,332	9,198	9,337	9,338
07/01/04-12/31/13	Prior CVC	-	-	-	-

6B. Average Print Circulation History - Hometown News - Deland

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	2,510	2,572	2,860	-
01/01/20-12/31/20	CVC	7,440	2,809	2,510	2,510
01/01/19-12/31/19	CVC	7,735	7,655	7,655	7,705
01/01/18-12/31/18	CVC	8,055	8,055	7,655	7,661
01/01/17-12/31/17	CVC	8,125	8,125	8,125	8,125
01/01/16-12/31/16	CVC	8,108	8,138	8,100	8,100
01/01/15-12/31/15	CVC	8,412	8,269	8,112	8,100
01/01/14-12/31/14	CVC	8,850	8,850	8,850	8,850
01/01/12-12/31/13	Prior CVC	-	-	-	-

6C. Average Print Circulation History - Hometown News - Deltona

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	2,605	2,605	2,624	-
01/01/20-12/31/20	CVC	7,528	3,185	2,605	2,605
01/01/19-12/31/19	CVC	7,735	7,655	7,655	7,655
01/01/18-12/31/18	CVC	8,055	8,055	7,655	7,661
01/01/17-12/31/17	CVC	8,125	8,125	8,125	8,125
01/01/16-12/31/16	CVC	8,107	8,138	8,100	8,100
01/01/15-12/31/15	CVC	8,177	7,850	8,112	8,100
01/01/14-12/31/14	CVC	8,850	8,850	8,850	8,807
01/01/12-12/31/13	Prior CVC	-	-	-	-

6D. Average Print Circulation History - Hometown News - Ft Pierce

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	7,275	7,275	7,275	-
01/01/20-12/31/20	CVC	9,117	7,417	7,275	7,275
01/01/19-12/31/19	CVC	8,883	8,975	8,975	9,087
01/01/18-12/31/18	CVC	9,355	9,448	8,875	8,929
01/01/17-12/31/17	CVC	9,813	9,813	9,775	9,775
01/01/16-12/31/16	CVC	9,620	9,646	9,679	9,679
01/01/15-12/31/15	CVC	9,292	9,446	9,458	9,448
01/01/14-12/31/14	CVC	8,845	8,840	8,847	8,903
04/01/04-12/31/13	Prior CVC	-	-	-	-

6E. Average Print Circulation History - Hometown News - Martin County

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	13,463	13,925	13,925	-
01/01/20-12/31/20	CVC	23,520	13,312	12,925	12,925
01/01/19-12/31/19	CVC	23,033	23,433	23,433	23,529
01/01/18-12/31/18	CVC	24,513	24,352	22,475	22,909
01/01/17-12/31/17	CVC	24,463	24,463	24,425	24,425
01/01/16-12/31/16	CVC	24,445	24,570	24,546	24,546
01/01/15-12/31/15	CVC	23,922	23,869	23,868	23,870
01/01/14-12/31/14	CVC	23,769	23,763	23,871	23,870
04/01/04-12/31/13	Prior CVC	-	-	-	-

6F. Average Print Circulation History - Hometown News - Melbourne

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	11,725	11,725	11,725	-
01/01/20-12/31/20	CVC	11,304	11,713	11,725	11,725
01/01/19-12/31/19	CVC	12,325	12,325	12,325	12,325
01/01/18-12/31/18	CVC	12,350	12,350	12,325	12,325
01/01/17-12/31/17	CVC	12,325	12,325	12,325	12,325
01/01/16-12/31/16	CVC	11,747	11,750	12,186	12,186
01/01/15-12/31/15	CVC	11,512	11,496	11,496	11,747
01/01/14-12/31/14	CVC	11,494	11,502	11,486	11,493
07/01/04-12/31/13	Prior CVC	-	-	-	-

6G. Average Print Circulation History - Hometown News - New Smyrna / Edgewater

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	12,369	12,369	12,427	-
01/01/20-12/31/20	CVC	13,711	12,260	12,369	12,369
01/01/19-12/31/19	CVC	13,875	13,644	13,644	13,913
01/01/18-12/31/18	CVC	14,000	14,000	13,625	13,644
01/01/17-12/31/17	CVC	13,875	13,875	13,875	13,875
01/01/16-12/31/16	CVC	13,857	13,885	13,850	13,850
01/01/15-12/31/15	CVC	13,050	13,612	13,942	13,858
01/01/14-12/31/14	CVC	12,950	12,950	12,950	12,950
04/01/06-12/31/13	Prior CVC	-	-	-	-

6H. Average Print Circulation History - Hometown News - North Brevard / Merritt Island

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	12,875	12,875	12,875	-
01/01/20-12/31/20	CVC	16,228	12,963	12,875	12,875
01/01/19-12/31/19	CVC	16,275	16,275	16,275	16,275
01/01/18-12/31/18	CVC	17,775	17,775	16,275	16,275
01/01/17-12/31/17	CVC	17,775	17,775	17,775	17,775
01/01/16-12/31/16	CVC	17,748	17,739	17,733	17,733
01/01/15-12/31/15	CVC	17,746	17,745	17,745	17,747
01/01/14-12/31/14	CVC	17,638	17,645	17,737	17,738
01/01/05-12/31/13	Prior CVC	-	-	-	-



6I. Average Print Circulation History - Hometown News - Ormond Beach

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	18,882	18,920	18,897	-
01/01/20-12/31/20	CVC	20,571	18,725	18,820	18,820
01/01/19-12/31/19	CVC	20,805	20,559	20,559	20,823
01/01/18-12/31/18	CVC	21,040	21,040	20,540	20,560
01/01/17-12/31/17	CVC	21,175	21,175	21,175	21,175
01/01/16-12/31/16	CVC	21,157	21,257	21,150	21,150
01/01/15-12/31/15	CVC	21,073	21,212	21,258	21,158
01/01/14-12/31/14	CVC	21,177	21,178	21,050	21,050
04/01/06-12/31/13	Prior CVC	-	-	-	-

6J. Average Print Circulation History - Hometown News - Palm Bay

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	8,675	8,675	8,675	-
01/01/20-12/31/20	CVC	11,365	8,951	8,675	8,675
01/01/19-12/31/19	CVC	11,425	11,425	11,425	11,425
01/01/18-12/31/18	CVC	11,425	11,425	11,425	11,450
01/01/17-12/31/17	CVC	11,425	11,425	11,425	11,425
01/01/16-12/31/16	CVC	11,034	11,034	11,169	11,169
01/01/15-12/31/15	CVC	10,900	10,900	10,900	10,925
01/01/14-12/31/14	CVC	10,881	10,907	10,897	10,900
07/01/04-12/31/13	Prior CVC	-	-	-	-

6K. Average Print Circulation History - Hometown News - Port Orange / S. Daytona

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	13,571	13,571	13,783	-
01/01/20-12/31/20	CVC	14,737	13,481	13,571	13,571
01/01/19-12/31/19	CVC	14,885	14,670	14,670	14,874
01/01/18-12/31/18	CVC	15,030	15,030	14,655	14,673
01/01/17-12/31/17	CVC	15,175	15,175	15,175	15,175
01/01/16-12/31/16	CVC	15,185	15,221	15,150	15,150
01/01/15-12/31/15	CVC	15,081	15,204	15,242	15,173
01/01/14-12/31/14	CVC	15,165	15,165	15,250	15,050
04/01/06-12/31/13	Prior CVC	-	-	-	-

6L. Average Print Circulation History - Hometown News - Port St Lucie

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	15,525	15,525	15,525	-
01/01/20-12/31/20	CVC	17,519	15,737	15,525	15,525
01/01/19-12/31/19	CVC	16,833	16,925	16,925	17,459
01/01/18-12/31/18	CVC	18,278	18,421	16,893	16,671
01/01/17-12/31/17	CVC	17,625	17,625	17,375	17,375
01/01/16-12/31/16	CVC	17,526	17,565	17,620	17,620
01/01/15-12/31/15	CVC	17,194	17,196	17,300	17,297
01/01/14-12/31/14	CVC	17,196	17,197	17,196	17,200
04/01/13-12/31/13	Prior CVC	-	-	-	-

6M. Average Print Circulation History - Hometown News - Sebastian

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	6,175	6,175	6,175	-
01/01/20-12/31/20	CVC	9,226	6,466	6,175	6,175
01/01/19-12/31/19	CVC	9,440	9,517	9,517	9,418
01/01/18-12/31/18	CVC	10,040	10,033	9,175	9,325
01/01/17-12/31/17	CVC	10,325	10,325	10,325	10,325
01/01/16-12/31/16	CVC	9,507	9,621	9,808	9,808
01/01/15-12/31/15	CVC	8,816	9,046	9,062	9,050
01/01/14-12/31/14	CVC	8,344	8,344	8,445	8,660
04/01/04-12/31/13	Prior CVC	-	-	-	-

6N. Average Print Circulation History - Hometown News - Suntree / Viera

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	9,575	9,575	9,575	-
01/01/20-12/31/20	CVC	11,117	9,671	9,575	9,575
01/01/19-12/31/19	CVC	11,175	11,175	11,175	11,175
01/01/18-12/31/18	CVC	11,175	11,175	11,175	11,175
01/01/17-12/31/17	CVC	11,175	11,175	11,175	11,175
01/01/16-12/31/16	CVC	11,162	11,150	11,133	11,133
01/01/15-12/31/15	CVC	11,146	11,146	11,144	11,146
01/01/14-12/31/14	CVC	11,138	11,142	11,135	11,135
01/01/05-12/31/13	Prior CVC	-	-	-	-

6O. Average Print Circulation History - Hometown News - Vero Beach

YEAR	AUDIT SOURCE	Q1	Q2	Q3	Q4
01/01/21-12/31/21	CVC	10,975	10,975	10,975	-
01/01/20-12/31/20	CVC	14,461	11,407	10,975	10,975
01/01/19-12/31/19	CVC	14,248	14,582	14,582	14,585
01/01/18-12/31/18	CVC	15,978	15,798	14,431	14,206
01/01/17-12/31/17	CVC	15,783	15,748	15,875	15,875
01/01/16-12/31/16	CVC	16,199	16,192	15,992	15,992
01/01/15-12/31/15	CVC	16,135	16,196	16,204	16,197
01/01/14-12/31/14	CVC	15,997	15,997	15,996	15,995
04/01/04-12/31/13	CVC	-	-	-	-

7A. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Beaches

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32903	Melbourne	Brevard	FL	2,350	20	0	0	2,370
32937	Satellite Beach	Brevard	FL	3,650	20	0	50	3,720
32951	Melbourne Beach	Brevard	FL	2,000	10	0	0	2,010
TOTAL				8,000	50	0	50	8,100


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7B. Distribution by Zip Code (9/26/2021 Edition) Sunday - Hometown News - Deland

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32130	De Leon Springs	Volusia	FL	210	50	0	0	260
32180	Pierson	Volusia	FL	100	50	0	0	150
32720	Deland	Volusia	FL	1,400	500	0	10	1,910
32724	Deland	Volusia	FL	1,535	0	0	25	1,560
32744	Lake Helen	Volusia	FL	150	50	0	0	200
TOTAL				3,395	650	0	35	4,080

7C. Distribution by Zip Code (9/26/2021 Edition) Sunday - Hometown News - Deltona

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32713	Debary	Volusia	FL	1,000	50	0	0	1,050
32725	Deltona	Volusia	FL	1,750	400	0	0	2,150
32738	Deltona	Volusia	FL	1,380	200	0	30	1,610
32763	Orange City	Volusia	FL	650	550	0	0	1,200
TOTAL				4,780	1,200	0	30	6,010

7D. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Ft Pierce

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
34946	Fort Pierce	Saint Lucie	FL	850	0	0	0	850
34949	Fort Pierce	Saint Lucie	FL	1,000	0	0	0	1,000
34950	Fort Pierce	Saint Lucie	FL	1,200	0	0	0	1,200
34951	Fort Pierce	Saint Lucie	FL	1,500	0	0	0	1,500
34982	Fort Pierce	Saint Lucie	FL	2,750	0	0	50	2,800
TOTAL				7,300	0	0	50	7,350

7E. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Martin County

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
33455	Hobe Sound	Martin	FL	1,000	500	0	0	1,500
34956	Indiantown	Martin	FL	275	50	0	0	325
34957	Jensen Beach	Martin	FL	3,000	0	0	0	3,000
34990	Palm City	Martin	FL	1,000	500	0	25	1,525
34994	Stuart	Martin	FL	1,750	0	0	0	1,750
34996	Sewalls Point	Martin	FL	1,650	0	0	25	1,675
34997	Stuart	Martin	FL	4,550	0	0	50	4,600
TOTAL				13,225	1,050	0	100	14,375

7F. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Melbourne

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32901	Melbourne	Brevard	FL	2,135	25	0	0	2,160
32904	West Melbourne	Brevard	FL	3,025	50	0	0	3,075
32934	Melbourne	Brevard	FL	1,935	0	0	0	1,935
32935	Melbourne	Brevard	FL	4,555	25	0	100	4,680
TOTAL				11,650	100	0	100	11,850

7G. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - New Smyrna

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32132	Edgewater	Volusia	FL	1,567	200	0	0	1,767
32141	Edgewater	Volusia	FL	2,970	0	0	50	3,020
32168	New Smyrna	Volusia	FL	4,047	300	0	50	4,397
32169	New Smyrna	Volusia	FL	3,001	100	0	50	3,151
32759	Oak Hill	Volusia	FL	209	0	0	0	209
TOTAL				11,794	600	0	150	12,544

7H. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - North Brevard

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32780	Titusville	Brevard	FL	2,700	100	0	50	2,850
32796	Titusville	Brevard	FL	1,525	50	0	0	1,575
32920	Cape Canaveral	Brevard	FL	1,500	50	0	50	1,600
32922	Cocoa	Brevard	FL	650	50	0	0	700
32926	Cocoa	Brevard	FL	1,000	100	0	0	1,100
32927	Port Saint John	Brevard	FL	1,425	25	0	50	1,500
32931	Cocoa Beach	Brevard	FL	1,600	50	0	50	1,700
32952	Merritt Island	Brevard	FL	1,700	50	0	50	1,800
32953	Merritt Island	Brevard	FL	2,125	25	0	50	2,200
TOTAL				14,225	500	0	300	15,025

7I. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Ormond Beach

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32114	Daytona Beach	Volusia	FL	1,650	0	0	0	1,650
32117	Daytona Beach	Volusia	FL	1,900	0	0	0	1,900
32118	Daytona Beach	Volusia	FL	997	0	0	0	997
32119	Daytona Beach	Volusia	FL	850	0	0	50	900
32124	Daytona Beach	Volusia	FL	500	0	0	0	500
32174	Ormond Beach	Volusia	FL	9,212	400	0	100	9,712
32176	Ormond Beach	Volusia	FL	4,088	100	0	50	4,238
TOTAL				19,197	500	0	200	19,897

7J. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Palm Bay

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32905	Palm Bay	Brevard	FL	2,650	50	0	0	2,700
32907	Palm Bay	Brevard	FL	4,400	50	0	50	4,500
32909	Palm Bay	Brevard	FL	1,525	25	0	0	1,550
32949	Grant	Brevard	FL	225	25	0	0	250
32950	Malabar	Brevard	FL	175	25	0	0	200
TOTAL				8,975	175	0	50	9,200



7K. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Port Orange / S. Daytona

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32118	Daytona Beach Shores	Volusia	FL	1,140	250	0	25	1,415
32119	South Daytona	Volusia	FL	1,750	0	0	25	1,775
32127	Ponce Inlet	Volusia	FL	4,900	100	0	25	5,025
32128	Port Orange	Volusia	FL	2,471	0	0	25	2,496
32129	Port Orange	Volusia	FL	2,833	200	0	50	3,083
TOTAL				13,094	550	0	150	13,794

7L. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Port St Lucie

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
34952	Port Saint Lucie	Saint Lucie	FL	4,250	0	0	0	4,250
34953	Port Saint Lucie	Saint Lucie	FL	3,950	0	0	25	3,975
34983	Port Saint Lucie	Saint Lucie	FL	3,600	0	0	25	3,625
34984	Fort Pierce	Saint Lucie	FL	0	0	0	25	25
34986	Saint Lucie West	Saint Lucie	FL	3,100	0	0	25	3,125
34987	Port Saint Lucie	Saint Lucie	FL	650	0	0	0	650
TOTAL				15,550	0	0	100	15,650

7M. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Sebastian

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32948	Fellsmere	Indian River	FL	200	50	0	0	250
32958	Sebastian	Indian River	FL	3,450	0	0	50	3,500
32967	Vero Beach	Indian River	FL	500	0	0	0	500
32976	Barefoot Bay	Brevard	FL	2,250	0	0	50	2,300
TOTAL				6,400	50	0	100	6,550

7N. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Suntree / Viera

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32940	Suntree	Brevard	FL	6,400	25	0	0	6,425
32955	Rockledge	Brevard	FL	3,150	25	0	50	3,225
TOTAL				9,550	50	0	50	9,650

7O. Distribution by Zip Code (9/24/2021 Edition) Friday - Hometown News - Vero Beach

ZIP CODE	CITY / AREA	COUNTY	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
32960	Vero Beach	Indian River	FL	2,300	0	0	0	2,300
32962	Vero Beach	Indian River	FL	2,300	0	0	0	2,300
32963	Vero Beach	Indian River	FL	1,950	0	0	50	2,000
32966	Vero Beach	Indian River	FL	2,100	0	0	0	2,100
32967	Vero Beach	Indian River	FL	1,200	0	0	0	1,200
32968	Vero Beach	Indian River	FL	1,150	0	0	50	1,200
TOTAL				11,000	0	0	100	11,100



8A. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Beaches

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Brevard	Melbourne Melbourne Beach Satellite Beach	FL	8,000	50	0	50	8,100
TOTAL			8,000	50	0	50	8,100

8B. Distribution by County (9/26/2021 Edition) Sunday - Hometown News - Deland

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Volusia	De Leon Springs Deland Lake Helen Pierson	FL	3,395	650	0	35	4,080
TOTAL			3,395	650	0	35	4,080

8C. Distribution by County (9/26/2021 Edition) Sunday - Hometown News - Deltona

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Volusia	Debary Deltona Orange City	FL	4,780	1,200	0	30	6,010
TOTAL			4,780	1,200	0	30	6,010

8D. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Ft Pierce

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Saint Lucie	Fort Pierce	FL	7,300	0	0	50	7,350
TOTAL			7,300	0	0	50	7,350

8E. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Martin County

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Martin	Hobe Sound Indiantown Jensen Beach Palm City Sewalls Point Stuart	FL	13,225	1,050	0	100	14,375
TOTAL			13,225	1,050	0	100	14,375

8F. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Melbourne

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Brevard	Melbourne West Melbourne	FL	11,650	100	0	100	11,850
TOTAL			11,650	100	0	100	11,850



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8G. Distribution by County (9/24/2021 Edition) Friday - Hometown News - New Smyrna / Edgewater

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Volusia	Edgewater New Smyrna Oak Hill	FL	11,794	600	0	150	12,544
TOTAL			11,794	600	0	150	12,544

8H. Distribution by County (9/24/2021 Edition) Friday - Hometown News - North Brevard

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Brevard	Cape Canaveral Cocoa Cocoa Beach Merritt Island Port Saint John Titusville	FL	14,225	500	0	300	15,025
TOTAL			14,225	500	0	300	15,025

8I. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Ormond Beach

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Volusia	Daytona Beach Ormond Beach	FL	19,197	500	0	200	19,897
TOTAL			19,197	500	0	200	19,897

8J. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Palm Bay

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Brevard	Grant Malabar Palm Bay	FL	8,975	175	0	50	9,200
TOTAL			8,975	175	0	50	9,200

8K. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Port Orange / S. Daytona

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Volusia	Daytona Beach Shores Ponce Inlet Port Orange South Daytona	FL	13,094	550	0	150	13,794
TOTAL			13,094	550	0	150	13,794

8L. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Port St Lucie

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Saint Lucie	Fort Pierce Port Saint Lucie Saint Lucie West	FL	15,550	0	0	100	15,650
TOTAL			15,550	0	0	100	15,650

8M. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Sebastian

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Brevard	Barefoot Bay	FL	2,250	0	0	50	2,300
Indian River	Fellsmere Sebastian Vero Beach	FL	4,150	50	0	50	4,250
TOTAL			6,400	50	0	100	6,550

8N. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Suntree / Viera

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Brevard	Rockledge Suntree	FL	9,550	50	0	50	9,650
TOTAL			9,550	50	0	50	9,650

8O. Distribution by County (9/24/2021 Edition) Friday - Hometown News - Vero Beach

COUNTY	CITY / AREA	STATE	CARRIER DELIVERY	CONTROLLED BULK / SINGLE COPY	MAIL	OFFICE / RESTOCK	TOTAL
Indian River	Vero Beach	FL	11,000	0	0	100	11,100
TOTAL			11,000	0	0	100	11,100

9. Verification of Distribution – Mail and Carrier Delivery Distribution

Hometown News did not report mail distribution during the audit period. Mail distribution is verified through the review of mail statements and/or additional publisher support documents. Hometown News reported an average carrier delivery distribution of 155,956 during the audit period. Carrier delivery is verified through the review of carrier statements and/or additional publisher support documents. The Circulation Verification Council performed a delivery & readership verification in the primary market areas indicated in paragraph nine. Delivery verification is performed using multi-source methodologies considered necessary under the circumstances of the audit. Delivery verification can include, but is not limited to, residential and cell phone interviews, online surveys, email surveys, USPS surveys, in-person interviews and/or social media surveys. Delivery verification source data can include, but is not limited to, residential phone listings, cell phone exchanges, delivery lists, opt-in email databases, online, and/or social media databases.

CVC review indicates that a sufficient number of individuals reported that they receive the (appropriate Hometown News edition) on a regular basis to substantiate the publisher's distribution claims.

CVC verification confirms that 623 of 808 or 77.1% report they regularly read or look through the (appropriate Hometown News edition).

*Households reporting stop delivery requests were excluded from the survey.

The Circulation Verification Council estimates that all the information in this text box has a minimum accuracy level of +/-4%.



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10. Verification of Distribution – Controlled Bulk / Demand Distribution / Single Copy

The Circulation Verification Council performed delivery verification in the primary market areas indicated in paragraph nine. Delivery verification is performed using multi-source methodologies considered necessary under the circumstances of the audit. Delivery verification can include, but is not limited to, on-site verification, business phone verification, online, email, and/or social media contact. Delivery verification source data can include, but is not limited to, business and cell phone listings, delivery lists, opt-in email, online, and/or social media databases. Circulation Verification Council performed the delivery verification from locations chosen randomly from the publication’s delivery list(s).

CVC verification confirms that a sufficient number of reported controlled bulk drop locations indicated they received Hometown News on a regular basis to substantiate the publication’s distribution claims.

CVC verification indicates that less than 15% of Hometown News’s returnable source distributed editions are returned to the publisher unclaimed after the edition cycle.

11. Paid Reporting Analysis – Not Applicable

12A1. Audited Average Website Reporting - www.hometownnewsbrevard.com

	Monthly Audit Period Average
Website Unique Users	51,129
Website Sessions	59,383
Percent of New Users	88.6%
Website Page Views	73,942
Pages Per Visit	1.25

12A2. Audited Average Website Reporting - www.hometownnewstc.com

	Monthly Audit Period Average
Website Unique Users	32,669
Website Sessions	39,840
Percent of New Users	86.7%
Website Page Views	53,300
Pages Per Visit	1.34

12A3. Audited Average Website Reporting - www.hometownnewsvolusia.com

	Monthly Audit Period Average
Website Unique Users	74,610
Website Sessions	90,767
Percent of New Users	85.1%
Website Page Views	113,108
Pages Per Visit	1.25

Explanatory – Website

PARAGRAPH TWELVE (A)

UNIQUE USERS: A unique user to a website where the user registers or where the user is identified or marked by a cookie, IP address, or other ID that is attached to the browser within the defined cycle. Limitations apply to the measurement of unique users. Please see CVC Rules & Regulations for further information.

SESSIONS: The total number of sessions, expressed as a monthly average, to a publication’s website regardless of unique status, as expressed above.

PERCENT NEW USERS: The percentage of users that have visited the publication’s website for the first time through the course of the month and are considered unique and are differentiated from multiple returning users.

PAGE VIEWS: The transmittal of a full page contained within the website to the user’s browser.

PAGES PER VISIT: The average number of page views per session, expressed as a monthly average.

12B. Audited Online/Digital Edition Reporting

	Monthly Audit Period Average
Unique Digital Edition Users	Not Reported
Digital Edition Page Views – Brevard County	2,794
Digital Edition Page Views – Treasure Coast	5,131

Explanatory – Digital Edition

PARAGRAPH TWELVE (B)

UNIQUE DIGITAL EDITION USERS: Unique users to a digital edition publication where the user registers or where the user is identified or marked by a cookie, IP address, or other ID that is attached to the browser with the defined cycle. A unique user counts once within the timescale. A user can make multiple visits. Limitations apply to the measurement of unique visitors. Please see CVC Rules & Regulations for further information.

DIGITAL EDITION PAGE VIEWS: Requests for files whose types are defined as pages; transmittals of full pages contained within the digital edition publication to the user’s browser. Several page views are expected to be logged per Visit/Session.

12C. Text Media - Not Reported

12D. Social Media

Social Media Source	Average Media Usage
www.facebook.com/HometownNewsBrevard	5,804 Likes
www.facebook.com/HometownNewsIndianRiver	2,804 Likes
www.facebook.com/HometownNewsMartin	1,469 Likes
www.facebook.com/HometownNewsStLucie	3,540 Likes
www.facebook.com/HometownNewsVolusia	5,473 Likes
Twitter - @HometownNewsBre	315 Followers
Twitter - @HometownNewsIRC	802 Followers
Twitter - @HometownNewsMC	10 Followers
Twitter - @HometownNewsSLC	768 Followers
Twitter - @Hvolusia	235 Followers
Instagram.com/HometownNewsBrevard	1,103 Followers
Instagram.com/HometownNewsVolusia	1,296 Followers

Explanatory – Social Media

PARAGRAPH TWELVE (D)

FACEBOOK LIKES: The average number of likes as expressed by followers of the Facebook page. Information sourced at regular intervals from the publications page on Facebook.com or third party measurement sources.

TWITTER FOLLOWERS: The average number of followers as expressed by members of the Twitter community. Information sourced at regular intervals from the publications page on Twitter.com or third party measurement sources.

INSTAGRAM FOLLOWERS: The average number of followers as expressed by members of the Instagram community. Information sourced at regular intervals from the publications page on Instagram.com or third party measurement sources.

12E. Email Media

Media Type	Database Recipients
Non-Subscriber Email Opt-In Database - Brevard	8,578
Non-Subscriber Email Opt-In Database – Treasure Coast	4,717
Non-Subscriber Email Opt-In Database - Volusia	5,965
Average Open Rate - Brevard	22.0%
Average Open Rate – Treasure Coast	31.2%
Average Open Rate - Volusia	25.3%
Average Click Rate - Brevard	20.8%
Average Click Rate – Treasure Coast	28.3%
Average Click Rate - Volusia	28.8%



Explanatory – Email Media, E-Newsletters & E-Blasts

PARAGRAPH TWELVE (E)

NON-SUBSCRIBER EMAIL OPT-IN DATABASE: Subscribers who have provided email contact data to receive newsletters, special content, special offers, coupons or redemption codes for use within a specified period of time, and are sourced through third party efforts such as trade shows, opt-in email newsletters or surveys.

12F. Video & Podcast Media - Not Reported

Optional Publisher Reporting - Special Section / Special Edition Reporting

SPECIAL SECTION TITLE	DEADLINE MONTH	EDITION MONTH
Outlook	January	January
Celebrate Spring	March	March
Hurricane Guide	May	May
Reader's Choice	July	July
In Season	September	September
Gift Guide	November	November

13. Council Audit Statement

Circulation Verification Council (CVC) reviewed the printing, distribution, circulation, technology, and general business records of this publication for the purpose of compiling this information. The review was completed using Council audit procedures considered necessary under the circumstances of the audit in compliance with CVC Rules and Regulations. In our opinion, this report fairly and accurately represents the publication's printing, distribution, circulation, and technology reporting, if applicable, for the period indicated. The publication has sworn that the information presented for this audit reporting is accurate and supplied CVC with general business records substantiating the information under audit review. This report is released subject to the provisions of the CVC Rules & Regulations which are hereby incorporated by reference. CVC Rules & Regulations may be amended from time to time without notice at the sole discretion of CVC. In no event shall CVC be liable for indirect, incidental, consequential, special, or punitive damages, or damages for lost profits, lost income, or lost savings arising by negligence, intended conduct, breach of contract, or otherwise. CVC reports and data are released for the sole use of advertising purchase evaluations and any use for valuations or determination of value is strictly prohibited. CVC reports may not be used for USPS requestor or other permit qualifications. This report is subject to copyright laws and may only be reproduced by the publisher.



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The current status of this report expires September 30, 2023.

If this report is presented after September 30, 2023 please call the toll-free number listed below.

Hometown News - Fort Pierce, FL - 15-0907 - Supplemental Readership Study

The Circulation Verification Council surveyed Hometown News readers in the primary market areas indicated in publication's CVC audit report. The purpose was to identify the number of individuals who indicate they have read at least two of the last four issues of the publication, and gather study information solely for advertising purchase evaluations. Market statistics estimates, appearing in CVC reports, when available, are obtained from EASI Software. CVC study sources can include, but are not limited to, residential and cell phone surveys, online surveys, email surveys, and/or social media surveys. Study source data can include, but are not limited to, residential phone listings, cell phone exchanges, publisher delivery lists, opt-in email, online, and/or social media databases. Residential and cell phone survey populations consist of adults age 18 and over, living in households within the survey area. Within this area, each individual had a known (or "non-zero") probability of being selected for the random sample. Surveys were conducted solely with pre-designated respondents and no substitutions were permitted. Initial survey attempts were spread evenly across all survey days (i.e., Tuesday through Saturday). A minimum of 250 completed surveys, or 2.5% of net circulation for publications under 10,000 circulation is required with no more than one survey per household. Survey Procedures: To ensure the highest degree of comparability and to facilitate the survey process, a standard, consistent, specified list of questions was asked. Surveys were conducted over a minimum period of two weeks to minimize the impact of weather and/or special circumstances. Every effort was made to ensure that surveys were assigned randomly by day and that an approximately equal number of surveys were completed on each survey day. Where appropriate, data was balanced and/or weighted by ZIP code using up-to-date known demographics: gender, age, number of adults in household and ethnicity in those cases where one minority comprised no less than ten percent of the total population. Non-responses to any single question were eliminated from the survey. In all cases, at least four attempts were made to contact all pre-designated respondents. Every effort was made to surmount language, cultural, behavioral and other barriers to a successful survey; and to the extent feasible, contact attempts were scheduled on a random basis. During the survey process, no questions were asked prior to the readership question, with the exception of a qualifying question designed to determine the ZIP code of the individual; and a general warm-up call explanation designed to put the respondent at ease. Warm-up questions did not include any reference to a publication itself or the nature of the study information. The study followed recommended guidelines developed in part from established media usage and evaluation guidelines. Survey totals may not equal 100% due to rounding. The Circulation Verification Council estimates that all the information in this survey has a maximum error margin of +/-4% at the 95% confidence level. 623 Survey respondents were interviewed during the verification of carrier delivery and mail distribution. 27 Survey respondents reported reading a minimum of two of the last four issues through single copy, controlled bulk, or pass along distribution. 197 Survey respondents responded to a geocoded outbound email verification. This publication did not participate in the CVC online research program.

• **Average estimated readers per edition during the audit period: 1.7**
 *Readership estimates compiled from 2021 CVC circulation & readership study data.

1. The (appropriate Hometown News edition) is distributed regularly in your area. Do you regularly read or look through the (appropriate Hometown News edition)?

YES 847 Survey Respondents

2. Do you frequently purchase products or services from ads seen in the (appropriate Hometown News edition)?

YES 631 74.5%
 NO 216 25.5%

3. How long do you keep the (appropriate Hometown News edition) before discarding it?

58% 1-2 Days
 21% 3-4 Days
 09% 5-6 Days
 12% 1 Week or More

4. Reader Gender (Voice recognition - Gender Bias Rotation)

Reader Demographics	Market Demographics
47%	49% Male Readers
53%	51% Female Readers



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5. What range best describes your age.

Reader Demographics	Market Demographics
00%	04% 18 - 20
01%	06% 21 - 24
06%	12% 25 - 34
13%	13% 35 - 44
28%	19% 45 - 54
27%	18% 55 - 64 (Median Reader Age: 55.6)
20%	15% 65 - 74 (Average Reader Age: 55.8)
05%	09% 75 - 84
<01%	04% 85 years or older

6. What range best describes your combined annual household income for last year?

Reader Demographics	Market Demographics
<01%	11% under \$15,000
02%	11% \$15,000 - \$24,999
05%	11% \$25,000 - \$34,999
17%	15% \$35,000 - \$49,999
22%	19% \$50,000 - \$74,999
20%	12% \$75,000 - \$99,999
13%	08% \$100,000 - \$124,999
07%	05% \$125,000 - \$149,999
07%	04% \$150,000 - \$199,999
07%	04% over \$200,000

7. What is the highest level of education you have obtained?

Reader Demographics	Market Demographics
<01%	11% Some High School or Less
25%	30% Graduated High School
33%	34% Some College
27%	15% Graduated College
11%	07% Completed Master Degree
04%	02% Completed Professional Degree
<01%	01% Completed Doctorate Degree



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8. Which of the following products or services, if any, do you plan to purchase during the next twelve months?

- 14% New Automobile, Truck or SUV
- 11% Used Automobile, Truck or SUV
- 09% Antiques / Auctions
- 53% Furniture / Home Furnishings
- 26% Major Home Appliance
- 19% Computers, Tablets or Laptops
- 30% Home Improvements or Home Improvement Supplies
- 23% Television or Electronics
- 17% Carpet or Flooring
- 32% Automobile Accessories (tires, brakes or service)
- 35% Lawn & Garden Supplies
- 21% Florist / Gift Shops
- 11% Home Heating & Air Conditioning (service, new equipment)
- 62% Vacations / Travel
- 13% Real Estate (Sell or purchase)
- 57% Men's Apparel
- 71% Women's Apparel
- 19% Children's Apparel
- 03% Boats or Personal Watercraft
- 17% Art & Crafts Supplies
- 09% Childcare
- 11% Education or Classes
- 08% Attorney
- 30% Veterinarian
- 21% Chiropractor
- 23% Financial Planner (Retirement, Investing)
- 29% Tax Advisor / Tax Services
- 29% Health Club / Exercise Class
- 33% Cleaning Services (Carpet Cleaning, Air Duct Cleaning, Home Cleaning)
- 12% Weight Loss
- 30% Lawn Care Service (Maintenance & Landscaping)
- 19% Legal Gambling Entertainment (Lottery, Casinos, Racetracks, Bingo)
- 61% Pharmacist / Prescription Service
- 26% Cell Phone or Smart Phone (New Service or Update Service)
- 80% Dining & Entertainment
- 19% Jewelry
- 02% Wedding Supplies
- 17% Athletic & Sports Equipment
- 02% Motorcycles / ATV's
- 53% Medical Services / Physicians
- 30% Pet Supplies

(% = Positive respondents)



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Exhibit G

Please note that new Connecticut county and township level geographies are not available within the map

An official website of the United States government



QuickFacts
Volusia County, Florida

QuickFacts provides statistics for all states and counties, and for cities and towns with a population of 5,000 or more


Table


All Topics ▼		Volusia County, Florida
Population, Census, April 1, 2020		553,543
PEOPLE		
Population		
Population Estimates, July 1, 2022, (V2022)		▲ 579,192
Population estimates base, April 1, 2020, (V2022)		▲ 553,561
Population, percent change - April 1, 2020 (estimates base) to July 1, 2022, (V2022)		▲ 4.6%
Population, Census, April 1, 2020		553,543
Population, Census, April 1, 2010		494,593
Age and Sex		
Persons under 5 years, percent		▲ 4.4%
Persons under 18 years, percent		▲ 17.3%
Persons 65 years and over, percent		▲ 25.5%
Female persons, percent		▲ 51.0%
Race and Hispanic Origin		
White alone, percent		▲ 82.9%
Black or African American alone, percent (a)		▲ 11.9%
American Indian and Alaska Native alone, percent (a)		▲ 0.5%
Asian alone, percent (a)		▲ 2.0%
Native Hawaiian and Other Pacific Islander alone, percent (a)		▲ 0.1%
Two or More Races, percent		▲ 2.5%
Hispanic or Latino, percent (b)		▲ 16.7%
White alone, not Hispanic or Latino, percent		▲ 68.5%
Population Characteristics		
Veterans, 2017-2021		49,434
Foreign born persons, percent, 2017-2021		8.0%
Housing		
Housing units, July 1, 2022, (V2022)		282,208
Owner-occupied housing unit rate, 2017-2021		71.5%
Median value of owner-occupied housing units, 2017-2021		\$212,900
Median selected monthly owner costs -with a mortgage, 2017-2021		\$1,379
Median selected monthly owner costs -without a mortgage, 2017-2021		\$498
Median gross rent, 2017-2021		\$1,148
Building permits, 2022		5,298
Families & Living Arrangements		
Households, 2017-2021		228,569
Persons per household, 2017-2021		2.36
Living in same house 1 year ago, percent of persons age 1 year+, 2017-2021		87.0%
Language other than English spoken at home, percent of persons age 5 years+, 2017-2021		14.7%
Computer and Internet Use		
Households with a computer, percent, 2017-2021		94.1%
Households with a broadband Internet subscription, percent, 2017-2021		85.4%
Education		
High school graduate or higher, percent of persons age 25 years+, 2017-2021		91.1%
Bachelor's degree or higher, percent of persons age 25 years+, 2017-2021		25.4%

Health	
With a disability, under age 65 years, percent, 2017-2021	11.8%
Persons without health insurance, under age 65 years, percent	▲ 15.9%
Economy	
In civilian labor force, total, percent of population age 16 years+, 2017-2021	54.0%
In civilian labor force, female, percent of population age 16 years+, 2017-2021	50.4%
Total accommodation and food services sales, 2017 (\$1,000) (c)	1,293,257
Total health care and social assistance receipts/revenue, 2017 (\$1,000) (c)	3,465,810
Total transportation and warehousing receipts/revenue, 2017 (\$1,000) (c)	398,741
Total retail sales, 2017 (\$1,000) (c)	7,739,644
Total retail sales per capita, 2017 (c)	\$14,366
Transportation	
Mean travel time to work (minutes), workers age 16 years+, 2017-2021	26.3
Income & Poverty	
Median household income (in 2021 dollars), 2017-2021	\$56,786
Per capita income in past 12 months (in 2021 dollars), 2017-2021	\$32,231
Persons in poverty, percent	▲ 13.8%
BUSINESSES	
Businesses	
Total employer establishments, 2021	13,872
Total employment, 2021	157,062
Total annual payroll, 2021 (\$1,000)	6,875,434
Total employment, percent change, 2020-2021	-1.2%
Total nonemployer establishments, 2020	49,679
All employer firms, Reference year 2017	10,372
Men-owned employer firms, Reference year 2017	5,975
Women-owned employer firms, Reference year 2017	1,932
Minority-owned employer firms, Reference year 2017	1,259
Nonminority-owned employer firms, Reference year 2017	8,129
Veteran-owned employer firms, Reference year 2017	665
Nonveteran-owned employer firms, Reference year 2017	8,589
GEOGRAPHY	
Geography	
Population per square mile, 2020	502.6
Population per square mile, 2010	449.2
Land area in square miles, 2020	1,101.31
Land area in square miles, 2010	1,101.03
FIPS Code	12127

[About datasets used in this table](#)

Value Notes

 Estimates are not comparable to other geographic levels due to methodology differences that may exist between different data sources

Some estimates presented here come from sample data, and thus have sampling errors that may render some apparent differences between geographies statistically indistinguishable. Click the Quick Info  icon to the left of each row in the table to learn about sampling error.

In Vintage 2022, as a result of the formal request from the state, Connecticut transitioned from eight counties to nine planning regions. For more details, please see the Vintage 2022 release notes available here: [Release Notes](#).

The vintage year (e.g., V2022) refers to the final year of the series (2020 thru 2022). Different vintage years of estimates are not comparable.

Users should exercise caution when comparing 2017-2021 ACS 5-year estimates to other ACS estimates. For more information, please visit the [2021 5-year ACS Comparison Guidance](#) page.

Fact Notes

- (a) Includes persons reporting only one race
- (b) Hispanics may be of any race, so also are included in applicable race categories
- (c) Economic Census - Puerto Rico data are not comparable to U.S. Economic Census data

Value Flags

- D** Suppressed to avoid disclosure of confidential information
- F** Fewer than 25 firms
- FN** Footnote on this item in place of data
- NA** Not available
- S** Suppressed; does not meet publication standards
- X** Not applicable
- Z** Value greater than zero but less than half unit of measure shown
- Either no or too few sample observations were available to compute an estimate, or a ratio of medians cannot be calculated because one or both of the median estimates falls in the lowest or upper interval of an open end
- N** Data for this geographic area cannot be displayed because the number of sample cases is too small

QuickFacts data are derived from: Population Estimates, American Community Survey, Census of Population and Housing, Current Population Survey, Small Area Health Insurance Estimates, Small Area Income and Poverty Estimates, State Housing Unit Estimates, County Business Patterns, Nonemployer Statistics, Economic Census, Survey of Business Owners, Building Permits

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Measuring America's People, Places, and Economy

Exhibit H



S. P. Perrott, Inc.

1280 N US HIGHWAY 1
ORMOND BEACH, FL 32174
386/672-2275 FAX: 386/676-1555

RECEIVED

August 15, 2023

Dept. of Environmental Protection
Office of General Counsel

August 15, 2023

Lea Crandall, Agency Clerk

Florida Department of Environmental Protection

2600 Blair Stone Road, MS# 5505

Tallahassee, FL 32399-2400

Re: Belvedere Terminals proposed Fuel Terminal in Ormond Beach Appeal Letter

Dear Lea,

Please accept this as an appeal letter against the proposed Fuel Terminal in Ormond Beach by Belvedere Terminals (Air Permit No. 1270233-001-AC) that has recently been brought to our attention. We are a family-owned business and have been in Ormond Beach for over 60 years, we take great pride in being stewards of our community. This Fuel Terminal would be near our beverage and food distribution warehouse in addition to many residences, businesses as well as an airport and a sports complex that kids utilize every day!

We are extremely concerned about the exposure to the products we distribute, we are an FDA Registered Facility (Registration #: 16921971742). We are concerned about the health/welfare/safety of our 190 employees, the air quality, quality of life, safety (acts of terrorism, dangerous proximity to aircraft taking off and landing) and our environment.

We also oppose this location as the traffic along this section of Highway US-1 is extremely congested with traffic and semi-trucks already. The location of this terminal would be a detriment to our community.

Considering these facts, we request that you consider appealing the permit Belvedere Terminals has submitted. We would be more than happy to discuss these concerns in further detail. Our contact information is below.

Thank you in advance for your time and consideration.

Sincerely,


Michele P. Connors, Owner & President


R. Gary Connors, Vice President


Eva C. McMullin, Assistant General Manager & Corporate Secretary


Colleen Connors-Timko, Vice President of Sales & Corporate Treasurer

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