



The Gainesville Sun | The Ledger  
Daily Commercial | Ocala StarBanner  
News Chief | Herald-Tribune

PO Box 631244 Cincinnati, OH 45263-1244

## **AFFIDAVIT OF PUBLICATION**

Craig R. Browne, P.E.  
Geosyntec Consultants, Inc.  
12802 Tampa Oaks BLVD # 151  
Temple Terrace FL 33637-1951

STATE OF WISCONSIN, COUNTY OF BROWN

Before the undersigned authority personally appeared, who on oath says that he or she is the Legal Coordinator of the Daily Commercial, published in Lake County, Florida; that the attached copy of advertisement, being a Public Notices, was published on the publicly accessible website of Lake County, Florida, or in a newspaper by print in the issues of, on:

02/28/2025

Affiant further says that the website or newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.

Subscribed and sworn to before me, by the legal clerk, who is personally known to me, on 02/28/2025

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

Publication Cost: \$335.38

Tax Amount: \$0.00

Payment Cost: \$335.38

Order No: 11077765

Customer No: 520548

PO #:

# of Copies:

1

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KAITLYN FELTY  
Notary Public  
State of Wisconsin

State of Florida  
Department of Environmental  
Protection  
Notice of Intent

The Department of Environmental Protection hereby provides Notice of Intent to issue a permit for the proposed project, subject to the conditions specified in the draft permit and summarized below. The applicant, A.C.M.S., Inc., Kirk Wills, Southern Regional Engineer, 835 County Road 529, Lake Panasoffkee, Florida 33538 applied on June 20, 2024 for a permit to construct a Class V injection well system. The project is located at the A.C.M.S., Inc. Heart of Florida Landfill, 1032 County Road 529A, Lake Panasoffkee, Florida 33538, in Sumter County (File 0450206-001-UC/SEX, WACS ID 108384).

The permittee will construct one Class V, Group 9 exploratory well (IW-1) and associated monitor well (SZMW-1) for the leachate generated at the ACMS, Inc. Heart of Florida Landfill. Drilling of IW-1 will investigate the nature of the site geology and hydrogeology to determine the feasibility of deep well disposal of non-hazardous industrial wastewater produced from the Heart of Florida Landfill. The exploratory well permit does not allow injection into the well or disposal of wastewater. A future Class I injection well application for construction and testing is required before injection and operational testing after the exploratory phase. The IW-1 construction will be to Class I injection well standards and will consist of a final 16-inch diameter steel casing anticipated to be set to 2,700 feet below land surface (bls) and a 6.71-inch diameter fiberglass-reinforced plastic tubing set to 2,700 feet bls with a cemented annulus, and total depth of 3,200 feet bls. The proposed single-zone monitor well SZMW-1 will be completed in the Lower Floridan aquifer from 1,900 to 2,000 feet bls.

The Department has permitting jurisdiction under Chapter 403 of the Florida Statutes (F.S.) and the rules adopted thereunder. The project is not exempt from permitting procedures. The Department has determined that an Underground Injection Control permit is required for the proposed work.

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

**Petition for Administrative Hearing**

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, Florida Administrative Code (F.A.C.), a petition for an administrative hearing must contain the following information:

- a. The name and address of each agency affected and each agency's file or identification number, if known;
- b. The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- c. A statement of when and how the petitioner received notice of the agency decision;
- d. A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- e. A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- f. A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- g. A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department

at 3900 Commonwealth Boulevard,  
Mail Station 35, Tallahassee, Florida  
32399-3000, or via electronic corre-  
spondence at Agency\_-  
Clerk@FloridaDEP.gov. A copy of  
the petition shall be mailed to the  
applicant at the address indicated  
above at the time of filing.

**Time Period for Filing a Petition**  
In accordance with Rule 62-  
110.106(3), F.A.C., petitions for an  
administrative hearing by the appli-  
cant and persons entitled to written  
notice under Section 120.60(3), F.S.,  
must be filed within 14 days of  
receipt of this written notice. Peti-  
tions filed by any persons other than  
the applicant, and other than those  
entitled to written notice under  
Section 120.60(3), F.S., must be filed  
within 14 days of publication of the  
notice or within 14 days of receipt of  
the written notice, whichever occurs  
first. The failure to file a petition  
within the appropriate time period  
shall constitute a waiver of that  
person's right to request an adminis-  
trative determination (hearing)  
under Sections 120.569 and 120.57,  
F.S., or to intervene in this proceed-  
ing and participate as a party to it.  
Any subsequent intervention (in a  
proceeding initiated by another  
party) will be only at the discretion  
of the presiding officer upon the  
filing of a motion in compliance with  
Rule 28-106.205, F.A.C.

**Extension of Time**  
Under Rule 62-110.106(4), F.A.C., a  
person whose substantial interests  
are affected by the Department's  
action may also request an exten-  
sion of time to file a petition for an  
administrative hearing. The Depart-  
ment 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 corre-  
spondence at Agency\_-  
Clerk@FloridaDEP.gov, 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.

The files associated with this order  
are available for public inspection  
during normal business hours, 8  
a.m. to 5 p.m., Monday through  
Friday, except state holidays, at the  
Department of Environmental  
Protection, Central District, 3319  
Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767, and at  
the Department of Environmental  
Protection, 2600 Blair Stone Road,  
Tallahassee, Florida 32399-2400.  
February 28, 2025 11077765