NOTICE OF PERMIT ISSUANCE

CERTIFIED - RETURN RECEIPT

Mr. John Hoffer, Facility Manager
Caterpillar Work Tools, Inc.
5801 Highway Avenue
Jacksonville, Fl 32254

Re: Duval County - Air Pollution
Caterpillar Work Tools, Inc.
Abrasive Blasting and Painting Operation
Permit No.: 0310248-007-AF

Dear Mr. Hoffer:

Enclosed is Permit Number 0310248-007-AF for the subject air pollution source, issued pursuant to Section 403.087, Florida Statues (F.S.).

This facility is subject to the applicable sections of 40CFR63, Subpart A, General Provisions, and 40CFR63, Subpart XXXXXX, National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories This Federal Standard has not been adopted by the State of Florida or the City of Jacksonville. The requirements of this Federal Standard will not be placed in your air permit until this standard is adopted by the State of Florida and the City of Jacksonville. However, you are still responsible for compliance with this standard and EPA Region 4 is responsible for ensuring compliance. All reports, notifications, and correspondence shall be mailed to the Environmental Protection Agency and the Environmental Quality Division (Permitting Authority) in accordance with the timelines specified by the regulations to the following addresses:

Neighborhoods Department
Environmental Quality Division
214 North Hogan Street, Suite 500
Jacksonville, FL 32202
Telephone: (904) 255-7100
Fax: (904) 588-0518

and

Environmental Protection Agency Region 4
Air, Pesticides and Toxics Management Division
Atlanta Federal Center
61 Forsyth Street
Atlanta, GA 30303–3104
Telephone: (404) 562-9155
Fax: (404) 562-9163

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, Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel, City of Jacksonville, 117 West Duval Street, Suite 480, Jacksonville, FL 32202 [Telephone: (904)630-1700; Fax: (904)630-1731]. Petitions filed by the applicant or any of the parties listed below must be filed within fourteen (14) days of receipt of this notice. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen (14) days of publication of this notice or within fourteen (14) days of receipt of this 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 fourteen (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. 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, and telephone number of the petitioner; the name, address and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests 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 notice. 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.

Mediation is not available in this proceeding.

This Order is final and effective on the date filed with the Clerk of the Permitting Authority unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition. Upon timely filing of a petition or a request for an extension of time, this permit will not be effective until further Order of the Permitting Authority.

When the Order is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, F.S., by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, City of Jacksonville, 117 West Duval Street, Suite 480, Jacksonville, FL 32202, and with the Clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, FL 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 of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of the Permitting Authority.

Executed in Jacksonville, Florida.

City of Jacksonville
Neighborhoods Department
Environmental Quality Division (EQD)

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Robert Steven Pace, P. E.
Air Quality Branch Manager

RSP/DH

CERTIFICATE OF SERVICE

The undersigned duly designated agency clerk hereby certifies that this NOTICE OF PERMIT ISSUANCE and the AIR OPERATION PERMIT, 0310248-007-AF, was mailed before the close of business on _____ to the person(s) listed:

Mr. John Hoffer, Facility Manager, Caterpillar Work Tools, Inc.

In addition, the undersigned duly designated agency clerk hereby certifies that a copy or notification of access to a copy of this AIR OPERATION PERMIT was sent by E-mail to the person(s) listed:

Ms. Rita Felton-Smith, FDEP, Northeast District
Mr. Richard Snyder, Conestoga-Rovers & Associates
Mr. Wayne Walker, City of Jacksonville, Environmental Quality Division

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52(7), F.S., with the designated agency clerk, receipt of which is hereby acknowledged.

_____ _____
Clerk Date

cc: EQD Facility File: 0310248 C

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