FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
BOB MARTINEZ CENTER
2600 BLAIR STONE ROAD
TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT
GOVERNOR

CARLOS LOPEZ-CANTERA
LT. GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

NOTICE OF ADMINISTRATIVELY CORRECTED AIR PERMIT

In the Matter of an Administrative Correction:

CEMEX Construction Materials Florida, LLC
10311 Cement Plant Road
Brooksville, Florida 34601

Responsible Official:
Mr. Jim Daniel, Cement Plant Manager

Project No. 0530021-050-AV

Administrative Correction to:
Permit No. 0530021-047-AV

Brooksville South Cement Plant

Hernando County

Dear Mr. Daniel:

Enclosed is an administrative correction for Air Permit No. 0530021-047 for the Brooksville South Cement Plant which is located in Hernando County at 10311 Cement Plant Road in Brooksville, Florida. The Universal Transverse Mercator (UTM) Coordinates for the site are: Zone 17; 360.00 kilometers (km) East; and 3162.50 km North. Latitude is: 28° 35' 00" North; and, Longitude is: 82° 25' 53" West.

The Department identified an error in the emissions unit identification numbers (E.U. ID Nos.) and descriptions in Permit No. 1050217-009-AV. Two emissions units were identified with the same E.U. ID No. 063.

This administrative correction is issued pursuant to Rule 62-210.360, Florida Administrative Code (F.A.C.), and Chapter 403, Florida Statutes (F.S.). This corrective action does not alter the effective dates of the existing permit.

The Department will consider the above-noted action final unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

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. 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, 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 of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #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 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. 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.

Judicial Review: Any party to this permitting decision (order) has the right to seek judicial review of it under Section 120.68, F.S., 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

for Jeffery F. Koerner, Program Administrator
Office of Permitting and Compliance
Division of Air Resource Management

JFK/dlr/sms

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this **Notice of Administratively Corrected Air Permit** 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. Jim Daniel, Cement Plant Manager: jdaniel@cemexusa.com
Mr. George Townsend: george.townsend@cemex.com
Dr. John Koogler, P.E., Koogler & Associates,: johnkoogler@kooglerassociates.com
Ms. Kelley Boatwright, DEP SWD: kelley.m.boatwright@dep.state.fl.us
Ms. Ana Oquendo, U.S. EPA Region 4: oquendo.ana@epa.gov
Ms. Natasha Hazziez, U.S. EPA Region 4: hazziez.natasha@epa.gov
Ms. Barbara Friday, DEP OPC: barbara.friday@dep.state.fl.us
Ms. Lynn Scearce, DEP OPC: lynn.scearce@dep.state.fl.us

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.

NOTICE OF ADMINISTRATIVELY CORRECTED AIR PERMIT

The following description is revised as indicated. ~~Strikethrough~~ is used to denote the deletion of text. Double-underlines are used to denote the addition of text. All changes are emphasized with yellow highlight in the electronic document.

Permit Being Administratively Corrected: Permit No. 0530021-047-AV

Two emissions units were identified with the same E.U. ID No. "063."

E.U. ID No. 063 had been first assigned to the Emergency Diesel Generator. The E.U. ID No. for the Kiln No. 1 Clinker Belt Dust Control is therefore corrected. The E.U. ID No. designation in the permit for the Kiln No. 1 Clinker Belt Dust Control is corrected to E.U. ID No. "064" as follows:

On Pages 4 & 5 of 54 of the permit

SECTION I. FACILITY INFORMATION.

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Subsection B. Summary of Emissions Units.

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Brooksville South Portland Cement Plant 1 - Regulated Emissions Units		
EU ID No.	**Baghouse ID No.**	**Brief Description**

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~~063~~064	M03	Kiln No. 1 Clinker Belt Dust Control

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Brooksville South Portland Cement Plant 2 - Regulated Emissions Units		
EU ID No.	**Baghouse ID No.**	**Brief Description**

…

063	N/A	Emergency Diesel Generator

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On Page 9 of 54 of the permit

SECTION III. EMISSIONS UNITS AND SPECIFIC CONDITIONS.

Subsection A. Brooksville Portland Cement Line 1— Materials Handling Activities

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~~063~~064	M03	Kiln No. 1 Clinker Belt Dust Control

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