Florida Department of Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard, Jr.
Secretary

Mr. Charles Piwowarski, Southern Region Environmental Manager
Lehigh Hanson
840 West Avenue
Deland, FL 32720

Re: Project Nos. 1050388-004-AC and 1050388-005-AO
Hanson Pipe & Precast LLC – Winter Haven Facility
Revised Draft Minor Air Construction and Operation Permits
Projects: Add Portable Concrete Crushing System and Operation Permit Revision

Dear Mr. Piwowarski::

On August 16, 2010, you submitted an application requesting to add a portable concrete crushing system at a concrete pipe manufacturing facility. This facility is located in Polk County at 1285 Lucerne Loop Road in Winter Haven, Florida. Enclosed are the following documents: the Technical Evaluation and Preliminary Determination; the Revised Draft Permits; Appendices; the Revised Written Notice of Intent to Issue Two Air Permits; and the Public Notice of Intent to Issue Two Air Permits. The following items were changed in the revised draft permits per your email request dated January 7, 2011:

Changed the descriptions for the Aggregate Feeder Bin, Curing Chambers, and Emission Unit 002;

Corrected maximum throughput of waste concrete (tons/any consecutive 12-month period) for Emission Unit 005

Changed rule citation for Specific Condition C.6.; and

Added recordkeeping of monthly and consecutive 12-month period hours of operation.

Changed recordkeeping requirements for VOC and HAP containing materials to record quantity received instead of quantity used.

The enclosed documents replace all documents issued to you on December 1, 2010.

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, Nancy E. Knight, at (813) 632-7600, ext. 120.

Sincerely,

_____

Mara Grace Nasca
District Air Program Administrator
Southwest District

Enclosures

MGN/NEK/pp

REVISED WRITTEN NOTICE OF INTENT TO ISSUE TWO AIR PERMITS

In the Matter of an
Application for Air Permit by:

Lehigh Hanson
840 West Avenue
Deland, FL 32720

Authorized Representative:
Mr. Charles Piwowarski, Southern Region
Environmental Manager

Project Nos. 1050388-004-AC and
1050388-005-AO
Minor Air Construction and
Operation Permits
Polk County, Florida

Winter Haven Facility
Projects: Add Portable Concrete
Crushing System and Operation
Permit Revision

Facility Location: Hanson Pipe & Precast, LLC operates the existing Winter Haven Facility, which is located in Polk County at 1285 Lucerne Loop Road in Winter Haven, Florida.

Projects: The applicant proposes to add a portable concrete crushing system to aid in removing waste concrete from the facility through the after-the-fact Construction Permit 1050388-004-AC and to incorporate the terms and conditions of this construction permit into Operation Permit 1050388-005-AO. It also changes the recordkeeping requirements for VOC and HAP containing materials to record quantity received instead of quantity used. Details of the projects are provided in the application and the enclosed Technical Evaluation and Preliminary Determination.

Permitting Authority: Applications for air construction and operation 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 projects are not exempt from air permitting requirements and air permits are required to perform the proposed work. The Permitting Authority responsible for making a permit determination for these projects is the Department of Environmental Protection's Air Resource Management Section in the Southwest District Office. The Permitting Authority's physical address is: 13051 North Telecom Parkway, Temple Terrace, Florida 33637-0926. The Permitting Authority's mailing address is: 13051 North Telecom Parkway, Temple Terrace, Florida 33637-0926. The Permitting Authority's telephone number is 813/632-7600.

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 Permits, Revised Draft Permits, the Appendices, 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 Two Permits: The Permitting Authority gives notice of its intent to issue two air permits to the applicant for the projects described above. The applicant has

provided reasonable assurance that operation of the proposed equipment will not adversely impact air quality and that the projects 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 the Final Permits in accordance with the conditions of the proposed Draft Permits 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 Two Air Permits (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 these projects. 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 permits pursuant to Rule 62-110.106(11), F.A.C.

Comments: The Permitting Authority will accept written comments concerning the proposed Draft Permits 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. If written comments received result in a significant change to the Draft Permits, the Permitting Authority shall revise the Draft Permits 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. The petition must contain the information set forth below and must be filed with (received by) the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2241). 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 Two Air Permits. 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 Two Air Permits, 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. 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, project, or identification numbers, 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 Written Notice of Intent to Issue Two Air Permits. 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: Mediation is not available in this proceeding.

Executed in Hillsborough County, Florida.

_____

Mara Grace Nasca
District Air Program Administrator
Southwest District

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Revised Written Notice of Intent to Issue Air Permit package (including the Revised Written Notice of Intent to Issue Two Air Permits, the Public Notice of Intent to Issue Two Air Permits, the Technical Evaluation and Preliminary Determination, the Revised Draft Permits and 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 _____ to the persons listed below.

Charles Piwowarski, South Region Environmental Manager
Lehigh Hanson
charles.piwowarski@hanson.com

Chris Linton, Plant Manager
Hanson Pipe & Precast, LLC
elinton@lehighhanson.com

Brad James, PE
Trinity Consultants
bjames@trinityconsultants.com

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.

_____ _____
(Clerk) (Date)