



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

RICK SCOTT
GOVERNOR

JENNIFER CARROLL
LT. GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

NOTICE OF ADMINISTRATIVELY CORRECTED AIR PERMIT

In the Matter of a Request for Administrative Correction:

Branford Cement Plant
Suwannee American Cement, LLC
5117 U.S. Highway 27
Branford, Florida 32008-2463

Project No. 1210465-028-AV

Administrative Correction to:
Permit No. 1210465-019-AV

Branford Cement Plant

Responsible Official: Mr. Tom Messer, Plant Manager

Suwannee County

Dear Mr. Messer:

Enclosed is an administrative correction for Air Permit No. 1210465-019-AV for the Branford Cement Plant which is located in Suwannee County at 5117 U.S. Highway 27 in Branford, Florida. The Universal Transverse Mercator (UTM) Coordinates for the site are: Zone 17, 321.4 km East and 3315.9 km and, Latitude: 29° 57' 45" North and Longitude: 82° 51' 03" West.

On January 4, 2013, the applicant requested that an error in the opacity readings permit language to be corrected for the In line kiln/raw mill (Emissions Unit Identification Number (E.U. ID No. 004). The Department concurs with the request as an error was made in the permit language of Permit No. 1210465-019-AV.

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. 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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions must be filed within 14 days of receipt of this administratively corrected permit. 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

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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/sa/sms

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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. Tom Messer, Suwannee American Cement, LLC: tomm@suwanneecement.com
Mr. Krishna C. Cole, Suwannee American Cement, LLC: krishnac@suwanneecement.com
Mr. Maxwell R. Lee, Ph.D., P.E., Koogler and Associates, Inc.: mlee@kooglerassociates.com
Mr. Khalid AlNahdy, DEP NED: khalid.alnahdy@dep.state.fl.us
Ms. Ana Oquendo-Vazquez, U.S. EPA Region 4: quendo.ana@epa.gov
Ms. Natasha Hazziez, US EPA Region 4: hazziez.natasha@epa.gov
Ms. Barbara Friday, DEP OPC: barbara.friday@dep.state.fl.us
Ms. Lynn Scarce, DEP OPC: lynn.scarce@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.

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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. 1210465-019-AV

An error was made in the note 7 to Specific Condition C.7. Specific Condition C.7. applicable to the In line kiln/raw mill (Emissions Unit Identification Number (E.U. ID No. 004) is therefore corrected to read as follows:

C.7. Permitted Maximum Allowable Emission Rate (004). The permitted maximum allowable emission rate for each pollutant is as follows:

POLLUTANT	EMISSION LIMIT		AVERAGING TIME	BASIS
...
VE	10% opacity	----	6 minutes ⁷	BACT

...

⁷ The averaging time for visible emissions shall be a 6-minute block average computed from a minimum of one measurement every 15 seconds. The 6-minute block averages shall start at the beginning of each hour. The 6- minute block average will contain only valid data points when the preheater feed is being fed into the kiln system or stack flow is **not** present.

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