



Florida Department of Environmental Protection

Northeast District
7825 Baymeadows Way, Suite B200
Jacksonville, Florida 32256

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr
Secretary

NOTICE OF ADMINISTRATIVELY CORRECTED NON-TITLE V AIR OPERATION PERMIT

In the Matter of an Administrative Correction:

Mr. William J. Whitehurst, President
V.E. Whitehurst & Sons, Inc.
20551 NE 75th Street
Williston, Florida 32696

Project No.: 0010037-013-AO
Administrative Correction to Permit No.: 0010037-012-AO

The Department has determined that minor corrections to information contained in Permit Number 0010037-012-AO is required. This Administrative Permit Correction was processed as Project Number 013, pursuant to Rule 62-210.360, F.A.C. This corrective action does not alter the effective date of the existing permit.

Expiration Date changed FROM: May 21, 2017 TO: March 21, 2016 to match the expiration date of Project 009-AO.

Permit No. 0010037-012-AO is revised as indicated in the attachment. ~~Strikethrough~~ is used to denote the deletion of text. Double-underlines are used to denote the addition of text.

The Department of Environmental Protection (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 agency clerk in the Office of General Counsel of the Department of Environmental Protection, 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 21 days of receipt of this Written Notice of Intent to Exempt from Air Permitting.

Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the attached Public Notice or within 21 days of receipt of this Written Notice of Intent to Exempt from Air Permitting, 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 21 days of receipt of that notice, regardless of the date of publication.

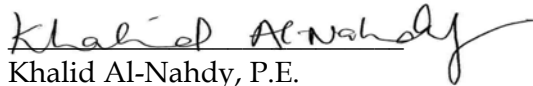
A petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) 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 rights will be affected by the agency determination; (c) A statement of when and how the 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 Public Notice of Intent to Exempt from Air Permitting. 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.

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 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 Jacksonville, Florida.



Khalid Al-Nahdy, P.E.
District Air Program Administrator

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Administratively Corrected Non-Title V Air Operation Permit was sent by certified mail or 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 June 5, 2012 to the persons listed below.

William J. Whitehurst, President (jcb@atlantic.net)
Veronica Sgro, P.E., Koogler & Associates, Inc. (vsagro@kooglerassociates.com)

Clerk Stamp
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)

June 5, 2012
(Date)

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS (FINAL)

The following specific conditions apply to the Emissions Units and Emission Points listed below:

ID No.	Emission Unit Description
003	Asphalt Plant No. 4 and baghouse
	<u>400 TPH Astec Industries Rotary Dryer/Drum Mixer</u>
<u>Air pollution Control Equipment</u>	
<u>One (1) RBH - 68-16 Fabric Filter Baghouse with cyclone</u>	
Outlet gas flow rate	68,145
Outlet gas temperature	300 °F
Stack height	~33 ft
PM estimated Control efficiency	99%

PERFORMANCE RESTRICTIONS

A.4. Method of Operation - Control Device. The baghouse shall be maintained in good operating condition and be used at all times during operation of the asphalt plant. ~~The baghouse pressure differential shall be maintained between 5 and 10 iWC. The pressure gauge shall be checked twice per day and pressure readings recorded in a logbook and made available for inspection by the Department. If the pressure varies outside the permitted range, the plant will be shut down and all bags visually inspected.~~

[Rule 62-4.070, F.A.C.; Rule 62-4.160(2), F.A.C.]

This section of the permit addresses the following emissions unit.

EU004 RAP Crusher:

Emission Point	Brief Description
01	RAP Crushers
02	Hopper
03	Vibrating Screen
04	Underbelt
05	Shaker Screen
06	Fines Belt
07	Hopper # 2
08	Hopper # 3
09	Coarse Belt
010	Return Belt
011	Feeder Belt

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS (FINAL)

A.7. Particulate Matter Emissions- Asphalt Plant. Particulate Matter emissions from this emissions unit shall not exceed 0.04 grains per dry standard cubic foot, (12.17 lbs/hr. and 53.3 TPY equivalent emissions) ~~averaged over a three-hour period.~~

PERFORMANCE RESTRICTIONS

B.4. Visible Emissions. Fugitive emissions from the identified sources shall not exhibit opacities greater than the maximum allowable opacities stated in the table below.

EP	Limit	Frequency	Rule
01-01-04; <u>06-08</u>	15% (five 6 minute averages) <u><20%</u>	Permit renewal <u>Upon Request</u>	40 CFR 60.675(b)(2), 40 CFR 60, Subpart OOO, Table 3 <u>Rule 62-296.320(4)(b)</u>
02-08	<20%	Upon request	Rule 62-296.320(4)(b)
05	07% (five 6 minute averages)	Permit renewal	40 CFR 60.675(b)(2), 40 CFR 60, Subpart OOO, Table 3
09	10% (five 6 minute averages)	Permit renewal	40 CFR 60, Subpart OOO, Table 3
<u>05;</u> 010-011	07% (five 6 minute averages)	Permit renewal	40 CFR 60.675(b)(2), 40 CFR 60, Subpart OOO, Table 3

~~Truck dumping of nonmetallic minerals into any screening operation, feed hopper, or crusher is exempt from the opacity requirements.~~

~~These opacity standards apply at all times except during periods of startup, shutdown, and malfunction of the emissions unit.~~

~~[40 CFR 60.672(b); 40 CFR 60.672(d); 40 CFR 60.11(e); 40 CFR 60.675(b)(2), 40 CFR 60, Subpart OOO, Table 3; Rule 62-296.320(4)(b), F.A.C]~~

TEST METHODS AND PROCEDURES

B.7. [RESERVED] V. E. Test EP05. ~~The owner or operator shall meet the requirements for subsequent testing as specified below:~~

Emission Point	Pollutant	Test Method	Frequency	Rule
05	Visible Emissions	EPA Method 9	Permit renewal	40 CFR 60.675(b)(2), 40 CFR 60, Subpart OOO, Table 3

SECTION 3. EMISSIONS UNIT SPECIFIC CONDITIONS (FINAL)

- B.9. EPA Method 9- Required Sampling Time.** The required minimum period of observation for each compliance test shall be thirty (30) minutes (five 6-minute averages). The opacity test observation period shall include the period during which the highest opacity emissions can reasonably be expected to occur.

[40 CFR 60.675(c); Rule 62-297.310(4)(a)2., F.A.C.; Rule 62-204.800(8), F.A.C.]

- B.17. [RESERVED] Annual Operating Report (AOR).** ~~The owner or operator shall submit an Annual Operating Report for Air Pollutant Emitting Facility [DEP Form No. 62-210.900(5),] to the Department for each calendar year on or before April 1.~~

[~~Rule 62-210.370(3)~~, F.A.C.]

C. COMMON CONDITIONS

NOTIFICATIONS, RECORDKEEPING AND REPORTING REQUIREMENTS

- C.3. [RESERVED] Annual Operating Report.** ~~The facility is classified as a synthetic non Title V facility. An Annual Operating Report for air pollutant emitting facility, DEP Form No. 62-210.900(5) shall be submitted by April 1 of each year.~~

[~~Rule 62-210.370(3)(a)~~ F.A.C.]