Permittee:
CEMEX Cement, Inc.
P.O. Box 120
Clinchfield, GA 31013

DRAFT Permit No.: 0310091-003-AC
Facility ID No.: 0310091
SIC No(s).: 50
Project: Cement Storage and Transfer Operation

This permit is for the construction/modification of the existing cement storage and transfer operation. This facility is located at 6659 Highway Ave., Jacksonville, Duval County, FL 32205; UTM Coordinates: Zone 17, 427.000 km East and 3354.300 km North; Latitude: 30°19' 05" North and Longitude: 81°45' 26" West.

This permit is issued under the provisions of Chapter 403, Florida Statutes (FS) and Florida Administrative Code (FAC) Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-296, and 62-297. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawing(s), plans, and other documents, attached hereto or on file with the Environmental Resource Management Department, Environmental Quality Division (Department) in accordance with the terms and conditions of this permit.

Operation Permit Application Due Date: January 31, 2007
Expiration Date: April 30, 2007

Environmental Resource Management Department
Environmental Quality Division

_____

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

RSP/DH/rdo

S:/PermitN/CP/D/0310091-003acd-AC

Section I. Facility Information

Subsection A. Facility/Project Description

This project is for the installation of a dust collector on the existing tanker truck loading operation. Cement is unloaded from railcars by gravity feed and then is fed by vacuum (suction) to one of two fifty ton unloading vessels. The cement is then pneumatically transferred into the storage silos. Cement for shipment is then loaded into tanker trucks through a loading bay.

The facility is a minor source of air pollution because the potential emissions of regulated air pollutants are less than 100 tons per year pursuant to Chapter 62-210, FAC, and JEPB Rule 2.301.

Subsection B. Summary of Emission Unit (EU) ID Nos. and Brief Descriptions

EU No.	EU Description	Control Device
001	Cement Storage and Transfer Operation	NORBLO Dust Collector Model No. JA-470-1
002	Truck Loading Operation	DCL Dust Collector Model No. CFM-330

Subsection C. Relevant documents

Air construction permit application received March 20, 2006

Section II. Facility Wide Conditions

Subsection A. General Conditions

1. The terms, conditions, requirements, limitations, and restrictions set forth herein are "Permit Conditions" and are binding and enforceable pursuant to Sections 403.141, 403.727, or 403.859 through 403.861, Florida Statutes. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.

2. This permit is valid only for the specific process and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings, exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.

3. As provided in subsections 403.087(6) and 403.722(5), Florida Statutes, the issuance of this permit does not convey any vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state, or local laws or regulations. This permit is not a waiver of or approval of any other department permit that may be required for other aspects of the total project which are not addressed in this permit.

4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgement of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.

5. This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore, nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.

6. The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed and used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.

7. The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at reasonable times, access to the premises where the permitted activity is located or conducted to:
    a. Have access to and copy any records that must be kept under conditions of the permit;
    b. Inspect the facility, equipment, practices, or operations regulated or required under this permit; and
    c. Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.

   Reasonable time may depend on the nature of the concern being investigated.

8. If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:
    a. A description of and cause of noncompliance; and
    b. The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the noncompliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the noncompliance. The permittee shall be responsible for any and all damages which may result and may be subject to enforcement action by the Department for penalties or revocation of this permit.

9. In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Sections 403.111 and 403.73, Florida Statutes. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

10. The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance; provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

11. This permit is transferable only upon Department approval in accordance with Rules 62-4.120 and 62-730.300, FAC, as applicable. The permittee shall be liable for any noncompliance of the permitted activity until the transfer is approved by the Department.

12. This permit or a copy thereof shall be kept at the work site of the permitted activity.

13. This permit also constitutes:
    ( ) Determination of Best Available Control Technology (BACT)

( ) Determination of Prevention of Significant Deterioration (PSD)
( ) Certification of Compliance with State Water Quality Standards (Section 401, PL 92-500)
( ) Compliance with New Source Performance Standards

14. The permittee shall comply with the following:
    a. Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.
    b. The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by this permit, copies of all reports required by this permit, and records of all data used to complete the application for this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.
    c. Records of monitoring information shall include:
        1. The date, exact place, and time of sampling or measurements;
        2. The person responsible for performing the sampling or measurements;
        3. The date(s) analyses were performed;
        4. The person responsible for performing the analyses;
        5. The analytical techniques or methods used;
        6. The results of such analyses.

15. When requested by the Department, the permittee shall within a reasonable time furnish any information required by law which is needed to determine compliance with the permit. If the permittee becomes aware that relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

[Rule 62-4.160, FAC, and Rule 2.1301, Jacksonville Environmental Protection Board (JEPB).]

Subsection B. Specific Conditions

1. Permittee shall notify the Department fifteen (15) days prior to EU testing.
   [Rule 62-297.310(7)(a)(9), FAC, and Rule 2.1101, JEPB.]

2. Copies of the test report(s) shall be submitted to the Department within forty-five (45) days of completion of testing.
   [Rule 62-297.310(8)(b), FAC, and Rule 2.1101, JEPB.]

3. Testing of emissions shall be conducted with the EU operating at permitted capacity. Permitted capacity is defined as 90-100 percent of the maximum operating rate allowed by the permit. If it is impracticable to test at permitted capacity, then EU may be tested at less than capacity; in this case subsequent EU operation is limited to 110 percent of the test load until a new test is conducted. Once the EU is so limited, then operation at higher capacities is allowed for no more than 15 consecutive days for the purposes of additional compliance testing to regain the permitted capacity in the permit.
   [Rule 62-297.310(2), FAC, and Rule 2.1101, JEPB]

4. Any revision(s) to a permit (and application) shall be submitted to and approved by the Department prior to implementing.
   [Rule 62-4.080(2), FAC, and Rule 2.1301, JEPB.]

5. Control equipment shall be provided with a method of access that is safe and readily accessible.
   [Rule 62-297.310(6), FAC, and Rule 2.1101, JEPB.]

6. Stack sampling ports and platforms shall not be required.

7 The construction shall reasonably conform to the plans and schedule submitted in the application. If the permittee is unable to complete construction on schedule, the Department must be notified in writing sixty (60) days prior to the expiration of the construction permit. A new schedule and request for an extension of the construction permit must be submitted.
   [Rule 62-4.080(3), FAC, and Rule 2.1301, JEPB.]

8. To obtain a permit to operate, the permittee must demonstrate compliance with the conditions of the construction permit and submit a complete application for an operating permit, including the application fee, along with compliance records and test results, to the Department ninety (90) days prior to the expiration date of the construction permit. The permittee may continue to operate in compliance with all terms of the construction permit until its expiration date. Operation beyond the construction permit expiration date requires a valid permit to operate.
   [Rule 62-210.300(2), FAC, and Rule 2.301, JEPB.]

9. The permittee shall submit all compliance related notifications and reports required of this permit to:

Environmental Resource Management Department
Environmental Quality Division
117 West Duval Street, Suite 225
Jacksonville, FL 32202
Telephone: (904) 630-4900
Fax: (904) 630-3638

Section III. Emission Units and Conditions

Emission Unit No. 001 - Cement Storage and Transfer Operation

Emission Unit Description – Cement is unloaded from railcars by gravity feed and then is fed by vacuum (suction) to one of two fifty ton unloading vessels. The cement is then pneumatically transferred into the storage silos.

Control Device – NORBLO Dust Collector Model No. JA-470-1

Essential Potential to Emit (PTE) Parameters

1. The maximum process input rate of cement shall not exceed 100 tons per hour.
   [Rule 62-210.200, FAC, and Rule 2.301, JEPB]

2. This emission unit is allowed to operate continuously, i.e.: 8,760 hours/year.
   [Rule 62-210.200, FAC, and Rule 2.301, JEPB]

3. The nominal volumetric flow rate for this emissions unit (baghouse) is 7,000 dry standard cubic feet per minute.
   [Rule 62-210.200, FAC, and Rule 2.301, JEPB]

Emission Limitations and Standards

4. Particulate Matter (PM) emissions shall not exceed 0.03 grains per dry standard cubic foot [1.80 pounds per hour and 7.88 tons per year].
[Rule 62-296.711(2)(b), FAC, and Rule 2.1001, JEPB]

5. Visible Emissions (VE) shall not exceed 5% opacity.
[Rule 62-296.711(2)(a), FAC, and Rule 2.1001, JEPB]

Test Methods and Procedures

6. Testing for demonstration of compliance, upon request, shall be performed in accordance with EPA Reference Method (RM) 5 (as described in 40 CFR 60, Appendix A) for particulate matter emissions.
[Rule 62-296.711(3)(b) & (c), FAC, and Rule 2.1001, JEPB]

7. Testing for demonstration of compliance shall be performed annually, from the date of November 1, 2005, in accordance with EPA RM 9 (as described in 40 CFR 60, Appendix A) for the visual determination of opacity.
[Rule 62-296.711(3)(a), FAC, and Rule 2.1001, JEPB]

Recordkeeping and Reporting

8. An Operation and Maintenance Plan shall be attached to and shall be part of this permit. All activities shall be performed as scheduled and recorded. Data shall be made available to the Department upon request. Records shall be maintained on file for a minimum period of five (5) years.
[Rule 62-296.700(6), FAC, and Rule 2.1001, JEPB]

Emission Unit No. 002 – Truck Loading Operation

Emission Unit Description –Cement for shipment is unloaded from two storage silos into tanker trucks through a loading bay.

Control Device – DCL Dust Collector Model No. CFM-330

Essential Potential to Emit (PTE) Parameters

1. The maximum process input rate of cement shall not exceed 150 tons per hour.
[Rule 62-210.200, FAC, and Rule 2.301, JEPB]

2. This emission unit is allowed to operate continuously, i.e.: 8,760 hours/year.
[Rule 62-210.200, FAC, and Rule 2.301, JEPB]

3. The nominal volumetric flow rate for this emissions unit (baghouse) is 1800 dry standard cubic feet per minute.
[Rule 62-210.200, FAC, and Rule 2.301, JEPB]

Emission Limitations and Standards

4. Particulate Matter (PM) emissions shall not exceed 0.03 grains per dry standard cubic foot [0.46 pounds per hour and 2.01 tons per year].
[Rule 62-296.711(2)(b), FAC, and Rule 2.1001, JEPB]

5. Visible Emissions (VE) shall not exceed 5% opacity.

[Rule 62-296.711(2)(a), FAC, and Rule 2.1001, JEPB]

Test Methods and Procedures

6. Testing for demonstration of compliance, upon request, shall be performed in accordance with EPA Reference Method (RM) 5 (as described in 40 CFR 60, Appendix A) for particulate matter emissions. [Rule 62-296.711(3)(b) & (c), FAC, and Rule 2.1001, JEPB]

7. Testing for demonstration of compliance shall be performed in accordance with EPA RM 9 (as described in 40 CFR 60, Appendix A) for the visual determination of opacity. [Rule 62-296.711(3)(a), FAC, and Rule 2.1001, JEPB]

Recordkeeping and Reporting

8. An Operation and Maintenance Plan shall be attached to and shall be part of this permit. All activities shall be performed as scheduled and recorded. Data shall be made available to the Department upon request. Records shall be maintained on file for a minimum period of five (5) years. [Rule 62-296.700(6), FAC, and Rule 2.1001, JEPB]

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to S.120.52(7), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

_____ _____
Clerk Date

P.E. Certification Statement

Permittee: **Permit No.: 0310091-003-AC**
CEMEX Cement, Inc. **Facility ID No.: 0310091**

Project type: construction permit

I HEREBY CERTIFY that the engineering features described in the above referenced application and subject to the proposed permit conditions provide reasonable assurance of compliance with applicable provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-4 and 62-204 through 62-297. However, I have not evaluated and I do not certify aspects of the proposal outside of my area of expertise (including but not limited to the toxicological, electrical, mechanical, structural, hydrological, and geological features).

_____ _____
Richard L. Robinson, P.E. Date
Registration Number: 0046688

Permitting Authority:
Environmental Resource Management Department
Environmental Quality Division
117 W. Duval St., Suite 225
Jacksonville, FL 32202
Telephone: (904) 630-4900
Fax: (904) 630-3638