

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

NOTICE OF PERMIT AMENDMENT

Mr. Steve Salantai, Vice President Mineral Products
Florida Rock industries, Inc.
155 East 21st Street
Jacksonville, Florida 32201

Re: Permit Amendment
Brooksville Grinding Plant
DEP Project File No.: 0530050-017-AC
Reference DEP Permit No.: 0530050-016-AC

Dear Mr. Salantai:

On August 24, 2011, the Department received a letter via electronic mail from Mr. Segundo Fernandez, Esquire, on behalf of Florida Rock Industries, Inc., requesting the Department to approve a proposed change to the method of operation of EU 012 - 50 lb. Bagging Machine at the Brooksville Grinding Plant. As requested, the following amendment is hereby made to Air Construction Permit 0530050-016-AC, which was issued on June 1, 2011.

Section 3, Subsection G, EU 012 Emission Unit Description:

FROM: Dried limestone stored in Emission Unit No. 011 - 30-Ton Silo is transferred to this emission unit, a 50 lb. bagging machine, at a constant rate of 5 tons/hr. Emissions from the bagging machine are controlled by a common bin vent filter (260) rated at 550 acfm that vents outside.

TO: Dried limestone stored in the 30-Ton Silo (EU No. 011) is transferred to this emission unit, a 50 lb. bagging machine, at a constant rate of 5 tons/hr. A small suction box is located in the proximity of the nozzle to capture dust generated as 50 lb. bags are filled. The dust is routed from the suction box to a common bin vent filter (260) rated at 550 acfm that vents outside.

The 50 lb. bagging machine may also be used to fill 1-ton supersacks. A small rubber hose will be inserted over the bagging machine's bag fill nozzle in the same way that a 50 lb paper bag is inserted over the same nozzle. The hose will be run from the nozzle to a supersack that is positioned approximately 6 feet from the nozzle. The supersack will be suspended by a forklift over a floorscale and the end of the hose will be inserted through the "neck" of the supersack and into the interior of the supersack. The neck of the supersack will then be tightly gripped around the rubber hose by hand in order to eliminate dusting or spillage. This operation will require two employees. The first

employee will hold the hose, and the second employee will stand near the nozzle and wait for a verbal signal from the first employee. When the supersack reaches the required weight, the first employee will signal to the second employee to shut the flow control valve. The first employee will then slide the hose out of the bag while continuing to maintain a snug grip on the neck of the bag. At the instant the hose is fully removed from the bag, the neck will be simultaneously choked as the hose is removed from the neck to prevent dusting and spillage from occurring.

When filling supersacks, the small suction box will be extended to be near the neck of the supersack while it is filled to capture dust generated from this method of operation. The dust will be routed to the common bin vent filter (260).

A person whose substantial interests are affected by the proposed permit amendment may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice. 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 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.

All petitions filed under these rules shall contain:

- (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 the petitioner received notice of the agency 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 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 Department'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 Department's final action may be different from the position taken by it in this permit amendment. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation is not available in this proceeding.

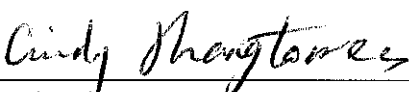
This permit amendment is final and effective on the date filed with the Clerk of the Department unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. or unless a request for an extension of time in which to file a petition is filed within the time specified for filing a petition. Upon timely filing of a petition or a request for an extension of time to file the petition, this permit amendment will not be effective until further Order of the Department.

Any party to the Order (Permit Amendment) has the right to seek judicial review of the Order pursuant to Section 120.68, F.S., by the filing of 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, Douglas Building, 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 of Appeal must be filed within 30 days after this Order is filed with the Clerk of the Department.

This letter must be attached to and becomes a part of permit 0530050-016-AC. If you have any questions, please contact me at (813)632-7600 extension 107.

Executed in Hillsborough County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Cindy Zhang-Torres, P.E.
Air Permitting Manager
Southwest District

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Permit Amendment was sent by electronic mail before the close of business on 08-29-2011 to the person(s) listed:

Mr. Steve Salantai, Florida Rock Industries, Inc. (SalantaiS@vmcmail.com)

Ms. Lori Sanville, Florida Rock Industries, Inc. (Sanvillel@vmcmail.com)

Mr. Segundo J. Fernandez, Oertel, Fernandez, Cole and Bryant, P.A. (sfernandez@ohfc.com)

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

Patricia Duckett 08-29-2011
(Clerk) (Date)