FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Southwest District Office
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RICK SCOTT
GOVERNOR

CARLOS LOPEZ-CANTERA
LT. GOVERNOR

JONATHAN P. STEVERSON
SECRETARY

NOTICE OF PERMIT EXEMPTION

Jake Sauer, Plant Manager
Florida Rock Industries, Inc.
P.O. Box 4667
Jacksonville, FL 32201

Re: DEP Project File No.: 0530050-020-AC
Brooksville Grinding Plant

Dear Mr. Sauer:

On 4/6/2015, the Department received your letter requesting the Department to determine whether The Florida Rock Industries, Inc. located at 14556 Ponce De Leon Blvd in Brooksville, Hernando County, FL 34601 requires an air pollution permit to make a temporary change in the process flow in the emissions unit (EU) No. 005 – Classifier System in order to conduct a test in production mode.

Under the currently permit process flow, screw conveyor (120) transfers dried limestone from the grinding mill and dust from the mill baghouse. A chute attached to the bottom of screw conveyor (120) transfers material to a rotary feeder (200) which then transfers material to the classifier (202.1) at a maximum rate of 5 tons/hour.

Under the proposed production test scenario, dust collected in the mill baghouse will be re-routed directly to the inlet of the classifier (202.1). The transfer rate to the classifier (202.1) from this modified process will be 2 tons/hour, making a total transfer rate to the classifier (202.1) under the temporary operating scenario 7 tons/hour.

To accomplish the modified process flow, an industrial vacuum head and 6 inch rotary feeder will be installed to transfer the material from the mill baghouse to the classifier (202.1). A hole will be cut into the top of the classifier inlet duct and a flange mounted above this hole. The 6 inch rotary feeder will be bolted to this flange and a 55 gallon drum with a flanged discharge cone bolted to the rotary feeder. The industrial vacuum head will be installed on top of the 55 gallon drum and a 3 inch hose will connect the vacuum cleaner to a discharge port on screw conveyor (119).

The emissions from this modified process will be controlled by the classifier baghouse (205) which is capable of controlling the additional flow created by the 2 tons/hour increase in the transfer rate to the classifier (202.1).

The production test, as described above, will require 30 days to complete. Upon completion of the production test, the proposed equipment and connection will be removed and the process flow will be restored to the currently permitted design.

Based on the information received by the Department, the Department has determined an air pollution permit for this activity is not required pursuant to Rule 62-4.040(1) (b) (Exemptions), Florida Administrative Code (F.A.C.).

The exemption is based on the following details as described in your letter:

1. The potential to emit (PTE) for particulate matter (PM) from the additional transfer rate of dust collected in the mill baghouse will be adequately controlled by the classifier baghouse (205).
2. The duration of the proposed activity will be for a maximum of 30-day period.

Based on the above information, the emissions unit will be in accordance with Rule 62-296.320(4)(b)1., F.A.C. such that emissions shall not be equal or exceed 20% opacity and 0.014 gr/dscf (based on an airflow of 12,000 dscfm, this is equivalent to 1.4 lbs/hour and 6.3 tons per year of particulate matter (PM).

This permit exemption does not relieve the facility from complying with any other requirements of Chapter 403, F.S., rules of the Department, or any other requirements under federal, state, or local law.
[Rule 62-210.300, F.A.C.]

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. Petitions filed by the applicant or any of the parties listed below must be filed within 21 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. A petition for administrative hearing must contain the information set forth below and must be filed (received) with the Agency Clerk in the Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, Agency.Clerk@dep.state.fl.us, before the deadline. 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, any email address, telephone number and any facsimile number of the petitioner; the name, address, any email address, telephone number, and any facsimile 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 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 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 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.

Mediation is not available in this proceeding.

This permit exemption 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 acknowledgement will not be effective until further Order of the Department.

Any party to the Order (Permit Exemption) 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.

If you have any questions, please contact Quaid Noor, at (813) 470-5726, or by e-mail at quaid.noor@dep.state.fl.us.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

for _____
Kelley M. Boatwright
Permitting & Waste Cleanup Program Administrator
Southwest District

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT EXEMPTION was sent by electronic mail before the close of business on the date indicated below to the persons listed below.

Jake Sauer, Florida Rock Industries, Inc. (sauerja@vmcmail.com)
Traci Johns, Vulcan Materials Company. (johnst@vmcmail.com)
Max Grondahl, SWD Compliance Assurance Program (max.grondahl@dep.state.fl.us)
Danielle D. Henry, SWD CAP Manager (danielle.d.henry@dep.state.fl.us)

Clerk Stamp

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

Rhonda Hughes — April 13, 2015
(Clerk) (Date)