



Florida Department of Environmental Protection

South District Office
Post Office Box 2549
Fort Myers, Florida 33902-2549

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

NOTICE OF PERMIT ISSUANCE

November 17, 2011

CERTIFIED MAIL 7010 1870 0001 8477 1219
RETURN RECEIPT REQUESTED

Mr. Jorge E. Rios
President
Community Asphalt Corporation
9725 NW 117th Avenue, Suite 110
Miami, Florida 33178

Project No. 0710265-006-AF
Fort Myers Plant
Air Operation Permit (FESOP)
Lee County, Florida

Dear Mr. Rios:

On November 10, 2011 the Department received notice of new ownership and facility name change from S.T. Wooten Corporation to Community Asphalt Corporation. The permit conditions issued for the facility remain unchanged except for the new name change. The expiration date of this permit remains the same at August 30, 2014.

Project: Enclosed is a Federally Enforceable State Operating Permit Number 0710265-006-AF, for operating a 400 ton per hour (TPH), ASTEC Double Barrel Drum, Hot Mix Asphalt Plant which includes a Hot Oil Heater and 80,000 tons per year (TPY) recycled asphalt (Rap) Processing Operation. (The RAP is approximately 20% of asphalt production). A relocatable RAP Crusher can be furnished by others to complete the RAP Processing System. Emissions from the Asphalt Plant are controlled by a High Temperature Filter Baghouse rated at 99.9 % efficiency. The Plant is fired by No. 5 fuel oil. (No. 2 & 6 Fuel Oil or Natural Gas can be used as an alternate). The fuel oil shall not exceed 1.0% sulfur content by weight, (however the plant has proposed 0.5% sulfur content by weight in the emissions calculation and probably will use low sulfur, (0.05% sulfur) fuel. Fuel consumption is limited to not exceed 1.2 million gallons in any consecutive twelve-month period. (The actual fuel process throughput for this plant is less than 200,000 gal/yr). The requested emissions cap is 32.5 tons/year for CO and 30.03 tons/year for PM. The plant shall not exceed 4000 hr/yr operation and production rate shall not exceed 500,000 tons in any consecutive twelve-month period.

This Asphalt Plant is a Synthetic Non-Title V Source, conditionally exempt from Title V permitting in accordance with rule 62-210.300(3)2, Florida Administrative Code (F.A.C). This plant is a Synthetic Non-Title V Emission Source and is subject to New Source Performance Standards. (NSPS), Title 40, Code of Federal Regulations (CFR), Part 60, Subpart I, Standards of Performance for Hot Mix Asphalt Facilities. Other rules that apply include Rule 62-4, F.A.C. – Permitting, Rule 62-296.704, F.A.C, and 40 CFR 60, Subpart OOO – Standards of Performance for Non-Metallic Mineral Processing Plants.

Facility Location: The plant is located at 16560 Mass Court, Fort Myers, Lee County, Florida.

Petitions: A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. 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

NOTICE OF FINAL AIR PERMIT

filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen 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 will be only at the approval of the presiding officer upon the filing of a motion in compliance with rule 28-106.205 of the Florida Administrative Code. 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 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.

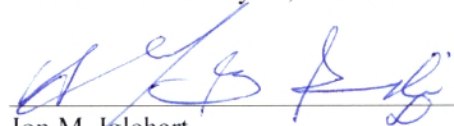
A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301 of the Florida Administrative Code.

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 notice. 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: Mediation is not available in this proceeding.

Appeals: Any party to this order has the right to seek judicial review of it under section 120.68 of the Florida Statutes, 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, 3900 Commonwealth Boulevard, Mail Station #35, 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 thirty days after this order is filed with the clerk of the Department.

Executed in Fort Myers, Florida.



Jon M. Iglehart
Director of
District Management

JMI/CBE/jw

NOTICE OF FINAL AIR PERMIT

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Permit Issuance package (including the Permit) was sent by certified mail (*) and 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 11/17/11 to the persons listed below.

Jorge E. Rios jrios@cacorp.net

Tim Fox tfox@cacorp.net

Stephan Alexander, P.E. (STEVEAIR57@yahoo.com)

Kathleen Forney, EPA Region 4 (forney.kathleen@epamail.epa.gov)

Ana Oquendo, EPA Region 4 (oquendo.ana@epamail.epa.gov)

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.


(Clerk)

11/17/11
(Date)



Florida Department of Environmental Protection

South District Office
Post Office Box 2549
Fort Myers, Florida 33902-2549

Rick Scott
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Secretary

PERMITTEE

Community Asphalt Corporation
9725 NW 117th Avenue, Suite 110
Miami, FL 33178

Authorized Representative:
Jorge E. Rios
President

Air Permit No. 0710265-006-AF
Permit Date: August 31, 2009
Permit Expires: August 30, 2014
Fort Myers Plant
Air Operation Permit (FESOP)
Hot Drum Mix Asphalt Plant

On November 10, 2011 the Department received notice of new ownership and facility name change from S.T. Wooten Corporation to Community Asphalt Corporation. The permit conditions issued for the facility remain unchanged except for the new name change. The expiration date of this permit remains the same at August 30, 2014.

PROJECT AND LOCATION

This permit authorizes the operation of the Fort Myers Plant which is a Hot Drum Mix Asphalt Plant. The plant is a 400 ton per hour (TPH), ASTEC Double Barrel Drum, Hot Mix Asphalt Plant which includes a Hot Oil Heater and 80,000 tons per year (TPY) recycled asphalt (Rap) Processing Operation. (The RAP is approximately 20% of asphalt production). A relocatable RAP Crusher can be furnished by others to complete the RAP Processing System. Emissions from the Asphalt Plant are controlled by a High Temperature Filter Baghouse rated at 99.9 % efficiency. The Plant is fired by No. 5 fuel oil. (No. 2 & 6 Fuel Oil or Natural Gas can be used as an alternate). The fuel oil shall not exceed 1.0% sulfur content by weight, (however the plant has proposed 0.5% sulfur content by weight in the emissions calculation and probably will use low sulfur, (0.05% sulfur) fuel. Fuel consumption is limited to not exceed 1.2 million gallons in any consecutive twelve-month period. (The actual fuel process throughput for this plant is less than 200,000 gal/yr). The requested emissions cap is 32.5 tons/year for CO and 30.03 tons/year for PM. The plant shall not exceed 4000 hr/yr operation and production rate shall not exceed 500,000 tons in any consecutive twelve-month period.

This Asphalt Plant is a Synthetic Non-Title V Source, conditionally exempt from Title V permitting in accordance with rule 62-210.300(3)2, Florida Administrative Code (F.A.C). This plant is a Synthetic Non-Title V Emission Source and is subject to New Source Performance Standards. (NSPS), Title 40, Code of Federal Regulations (CFR), Part 60, Subpart I, Standards of Performance for Hot Mix Asphalt Facilities. Other rules that apply include Rule 62-4, F.A.C. – Permitting, Rule 62-296.704, F.A.C, and 40 CFR 60, Subpart OOO – Standards of Performance for Non-Metallic Mineral Processing Plants.

The facility is located at 16560 Mass Court, Fort Myers, Lee County, Florida. The UTM coordinates are Zone 17, 417.43 km East, and 2931.11 km North

NOTICE OF FINAL AIR PERMIT

STATEMENT OF BASIS

This air pollution operation permit is issued under the provisions of: Chapter 403 of the Florida Statutes (F.S.) and Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297 of the Florida Administrative Code (F.A.C.). The permittee is authorized to operate the facility in accordance with the conditions of this permit and as described in the application, approved drawings, plans, and other documents on file with the Department. This project is subject to the general preconstruction review requirements in Rule 62-212.300, F.A.C. and is not subject to the preconstruction review requirements for major stationary sources in Rule 62-212.400, F.A.C. for the Prevention of Significant Deterioration (PSD) of Air Quality. Because of the technical nature of the project, the permit contains numerous acronyms and abbreviations, which are defined in Appendix A of this permit.

CONTENTS

- Section 1. General Information
- Section 2. Administrative Requirements
- Section 3. Emissions Unit Specific Conditions
- Section 4. Appendices

Executed in Fort Myers, Florida



Jon M. Iglehart
Director of
District Management

November 17, 2011
(Date)