

Florida Department of  
Environmental Protection

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**Memorandum**

TO: Trina Vielhauer, Chief, Bureau of Air Regulation  
THROUGH: Jeff Koerner, New Source Review Section  
FROM: Bruce Mitchell, New Source Review Section  
DATE: March 16, 2009  
SUBJECT: Project No. 0010087-035-AC/PSD-FL-350B  
Florida Rock Industries, Inc., Thompson S. Baker Cement Plant  
Extension of Expiration Date for Permit No. 0010087-031-AC (PSD-FL-350A)

On March 5, 2009, we received a request to extend the expiration date of the above permit from September 30, 2009 to September 30, 2010. The extension will allow sufficient time to complete construction and shakedown of Kiln 2, conduct performance tests to demonstrate compliance with the emissions standards and submit an application to incorporate the new applicable provisions into the Title V air operation permit. I recommend your approval of the enclosed extension.

Attachments



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

March 17, 2009

*Sent by Electronic Mail – Received Receipt Requested*

Mr. Chris Horner, Plant Manager  
Thompson S. Baker Cement Plant  
Florida Rock Industries, Inc.  
P.O. Box 459  
Newberry, Florida 32669

Re: Project No. 0010087-035-AC (PSD-FL-350B)  
Thompson S. Baker Cement Plant, Kiln-Line 2 Project  
Extension of Permit No. 0010087-031-AC (PSD-FL-350A)

Dear Mr. Horner:

On March 5, 2009, we received a request to extend the expiration date of the above permit from September 30, 2009 to September 30, 2010. The extension will allow sufficient time to complete construction and shakedown of Kiln 2, conduct performance tests to demonstrate compliance with the emissions standards and submit an application to incorporate the new applicable provisions into the Title V air operation permit. Actual construction activities began in June of 2006 and a continuous schedule of construction has been maintained pursuant to the provisions of Rule 62-212.400(12)(a), F.A.C. The applicant predicts that construction will be complete by the end of 2009. The extension will allow sufficient time to complete construction and shakedown of Kiln 2, conduct performance tests to demonstrate compliance with the emissions standards and submit an application to incorporate the new applicable provisions into the Title V air operation permit.

**Determination:** Based on the circumstances and information provided, the Department approves this request. The expiration date is hereby extended from **September 30, 2009** to **September 30, 2010**. A copy of this letter shall be filed with the referenced permit and shall become part of the permit. This permitting decision is issued pursuant to Chapter 403, Florida Statutes (F.S.).

**Permitting Authority:** Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, F.S., and Chapters 62-4, 62-210 and 62-212 of the Florida Administrative Code (F.A.C.). The Permitting Authority responsible for making a permit determination for this project is the Bureau of Air Regulation in the Department's Division of Air Resource Management. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/488-0114.

**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 Department's 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 must be filed within 14 days of receipt of this permit extension. 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

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**EXTENSION OF AIR CONSTRUCTION PERMIT EXPIRATION DATE**

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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 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; (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 written 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:** Mediation is not available in this proceeding.

**Effective Date:** This permitting decision is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition pursuant to Rule 62-110.106, F.A.C., and the petition conforms to the content requirements of Rules 28-106.201 and 28-106.301, F.A.C. Upon timely filing of a petition or a request for extension of time, this action will not be effective until further order of the Department.

**Judicial Review:** 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 Tallahassee, Florida.



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Trina Vielhauer, Chief  
Bureau of Air Regulation

TLV/jfk/bm

**EXTENSION OF AIR CONSTRUCTION PERMIT EXPIRATION DATE**

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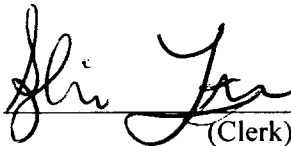
**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Extension of Air Construction Permit Expiration Date was sent 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 3/17/09 to the persons listed below.

Mr. Chris Horner, Plant Manager, Florida Rock Industries, Inc. ([chrish@flarock.com](mailto:chrish@flarock.com))  
Mr. Henry Gotsch, Florida Rock Industries, Inc. ([hgotsch@flarock.com](mailto:hgotsch@flarock.com))  
Mr. Steven Cullen, P.E., Koogler & Associates, Inc. ([scullen@kooglerassociates.com](mailto:scullen@kooglerassociates.com))  
Ms. Heather Abrams, EPA Region 4 ([abrams.heather@epamail.epa.gov](mailto:abrams.heather@epamail.epa.gov))  
Ms. Kathleen Forney, EPA Region 4 ([forney.kathleen@epamail.epa.gov](mailto:forney.kathleen@epamail.epa.gov))  
Ms. Catherine Collins, Fish and Wildlife Service ([catherine\\_collins@fws.gov](mailto:catherine_collins@fws.gov))  
Mr. Christopher Kirts, Northeast District ([christopher.kirts@dep.state.fl.us](mailto:christopher.kirts@dep.state.fl.us))  
Ms. Vickie Gibson, BAR Reading File ([Victoria.Gibson@dep.state.fl.us](mailto:Victoria.Gibson@dep.state.fl.us))

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)

3/17/09  
(Date)

**TECHNICAL EVALUATION  
AND  
PRELIMINARY DETERMINATION**

**Applicant**

Florida Rock Industries, Inc.  
Thompson S. Baker Cement Plant  
Facility ID No. 0010087

**County**

Alachua County, Florida

**Project**

Project No. 0010087-035-AC (PSD-FL-350B)  
Extension of Permit No. 0010087-031-AC (PSD-FL-350A)

**Permitting Authority**

Florida Department of Environmental Protection  
Division of Air Resource Management  
Bureau of Air Regulation – New Source Review Section  
2600 Blair Stone Road, Mail Station #5505  
Tallahassee, Florida 32399-2400  
Telephone: 850/488-0114  
Fax: 850/921-9533

## 1. APPLICATION INFORMATION

### Facility Location

Florida Rock Industries, Inc. operates the existing Thompson S. Baker Cement Plant, which is located in Alachua County at 4000 N.W. County Road 235 in Newberry, Florida. The Universal Transverse Mercator (UTM) coordinates are Zone 17, 364.4 kilometers (km) East, and 3285.7 km North. This site is in an area that is attainment for all air pollutants subject to a National Ambient Air Quality Standard (NAAQS).

### Facility Classification

The facility belongs to the Standard Industrial Codes (SIC) Major Group No. 32 (Stone, Clay, Glass and Concrete Products), Group No. 321 (Cement, Hydraulic) and Industry No. 3241 (Cement, Hydraulic). The North American Industry Classification System (NAICS) Code is No. 327310 (Cement Manufacturing). The facility is regulated according to the following categories.

- The plant is a major source of hazardous air pollutants.
- The plant operates no units subject to the acid rain provisions of the Clean Air Act.
- The plant is a Title V major source of air pollution in accordance with Chapter 213, Florida Administrative Code (F.A.C.).
- The plant is a major stationary source in accordance with Rule 62-212.400, F.A.C. for the Prevention of Significant Deterioration (PSD) of Air Quality.
- The plant operates units subject to the following federal New Source Performance Standards (NSPS) in Part 60 of Title 40 of the Code of Federal Regulations: Subpart A (General Provisions), Subpart F (Portland Cement Plants), Subpart Y (Coal Preparation Plants) and Subpart OOO (Nonmetallic Mineral Processing Plants).
- The plant operates units subject to the following National Emissions Standards for Hazardous Air Pollutants (NESHAP) in Part 63 of Title 40 of the Code of Federal Regulations: Subpart A (General Provisions) and Subpart LLL (Portland Cement Manufacturing Industry).

### Project Description

On March 5, 2009, we received a request to extend the expiration date of air construction Permit No. 0010087-031-AC (PSD-FL-350A). The extension will allow sufficient time to complete construction and shakedown of Kiln 2, conduct performance tests to demonstrate compliance with the emissions standards and submit an application to incorporate the new applicable provisions into the Title V air operation permit.

## 2. REVIEW FOR PROGRESS OF AUTHORIZED WORK

The construction of Kiln 2 was originally authorized by Permit No. 0010087-013-AC (PSD-FL-350), which was issued on July 25, 2005. On May 9, 2008, the Department issued revised Permit No. 0010087-031-AC (PSD-FL-350A) for several miscellaneous changes including an extension of the expiration date from July 21, 2008 to September 30, 2009. For the current project, the applicant requests that the permit expiration date be extended from September 30, 2009 to September 30, 2010.

Attachment A indicates the construction activities completed and a preliminary schedule for the remaining construction. Actual construction activities began in June of 2006 and a continuous schedule of construction has been maintained pursuant to the provisions of Rule 62-212.400(12)(a), F.A.C. As shown, construction is projected to be complete by the end of 2009. The extension will allow sufficient time to complete construction and shakedown of Kiln 2, conduct performance tests to demonstrate compliance with the emissions standards and submit an application to incorporate the new applicable provisions into the Title V air operation permit.

## 3. CONCLUSION

Based on the information provided, the Department of Environmental Protection (Department) approves the

**TECHNICAL EVALUATION AND PRELIMINARY DETERMINATION**

request to extend the permit expiration date to September 30, 2010. The Department's determination is based on a technical review of the complete application, reasonable assurances provided by the applicant and the conditions specified in the permit. Bruce Mitchell is the project engineer responsible for reviewing the application and drafting the permit changes. Additional details of this analysis may be obtained by contacting the project engineer at the Department's Bureau of Air Regulation at Mail Station #5505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

**Attachment A. Construction Activities**

**Emission Control Units – Line 2**

Projected Completion and Start-up Periods *(updated February 25, 2009)*

**COMPLETED**

Placed in service 3<sup>rd</sup> Quarter 2008

EU No.	Equipment Number	Type of Control Device	Associated System
09	C21	Baghouse	Flyash Unloading
09	D33	Baghouse	Additive Reclaim System
09	D37	Baghouse	Millscale and Feldspar Transport – Line 1
09	D49	Baghouse	Raw Mill Feed Transport – Line 1
09	D55	Baghouse	Flyash Transport

Placed in service February 2009

11	2L15	Baghouse	2L09 Clinker Transport
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**UNDER CONSTRUCTION**

To be placed in service 2<sup>nd</sup> Quarter 2009

EU No.	Equipment Number	Type of Control Device	Associated System
11	2L13	Baghouse	2L20 Clinker Transport
12	2L12	Baghouse	No. 3 Clinker Silo
11	2L16	Baghouse	2L01 and 2L20 Clinker Transport
11	2L18	Baghouse	No. 4 Clinker Silo
12	2M07	Baghouse	Finish Mill Feed Conveyor
12	2N09	Baghouse	Finish Mill Separator
12	2N12	Baghouse	Finish Mill
12	2N36	Baghouse	Fringe Bin
12	2N91	Baghouse	Finish Mill Elevator and Air Slides
13	2Q14	Baghouse	Cement Load-Out
12	2Q25	Baghouse	No. 6 Cement Silo
12	2Q26	Baghouse	No. 7 Cement Silo

To be placed in service 3<sup>rd</sup> Quarter 2009

EU No.	Equipment Number	Type of Control Device	Associated System
09	2D37	Baghouse	Millscale and Feldspar Transport – Line 2
09	2D49	Baghouse	Raw Mill Feed Transport – Line 2
10	2E19	ESP	Main ESP - Raw Mill and Preheater
09	2E28	Baghouse	Raw Meal Transport
09	2G07	Baghouse	Blend Silo
09	2H08	Baghouse	Kiln Feed System
11	2K13	ESP	Clinker Cooler
11	2L03	Baghouse	2L01 Clinker Transport
14	2S17	Baghouse	Coal Grinding
14	2S21	Baghouse	Fine Coal Bin

## Livingston, Sylvia

---

**From:** Livingston, Sylvia  
**Sent:** Tuesday, March 17, 2009 3:06 PM  
**To:** 'chrish@flarock.com'  
**Cc:** 'hgotsch@flarock.com'; 'scullen@kooglerassociates.com';  
'abrams.heather@epamail.epa.gov'; 'forney.kathleen@epamail.epa.gov';  
'catherine\_collins@fws.gov'; Kirts, Christopher; Gibson, Victoria; Mitchell, Bruce; Walker,  
Elizabeth (AIR)  
**Subject:** FL Rock Industries, Inc - THOMPSON S. BAKER CEMENT PLANT; 0010087-035-AC/PSD-  
FL-350B

Dear Sir/ Madam:

Attached is the official **Notice of Final Permit** for the project referenced below. Click on the link displayed below to access the permit project documents and send a "reply" message verifying receipt of the document(s) provided in the link; this may be done by selecting "Reply" on the menu bar of your e-mail software, noting that you can view the documents, and then selecting "Send".

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[http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf\\_permit\\_zip\\_files/0010087.035.AC.F\\_pdf.zip](http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf_permit_zip_files/0010087.035.AC.F_pdf.zip)

**Owner/Company Name:** FLORIDA ROCK INDUSTRIES, INC.

**Facility Name:** THOMPSON S. BAKER CEMENT PLANT

**Project Number:** 0010087-035-AC/ PSD-FL-350B

**Permit Status:** FINAL

**Permit Activity:** CONSTRUCTION

**Facility County:** ALACHUA

**Processor:** Bruce Mitchell

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Permit project documents are addressed in this email may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible, and verify that they are accessible. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record. If you have any problems opening the documents or would like further information, please contact the Florida Department of Environmental Protection, Bureau of Air Regulation at (850)488-0114.

Sylvia Livingston  
Bureau of Air Regulation  
Division of Air Resource Management (DARM)  
850/921-9506  
[sylvia.livingston@dep.state.fl.us](mailto:sylvia.livingston@dep.state.fl.us)



## Livingston, Sylvania

---

**From:** Horner, Chris [HornerC@VMCMAIL.com]  
**Sent:** Monday, March 23, 2009 12:46 PM  
**To:** Livingston, Sylvania  
**Subject:** RE: FL Rock Industries, Inc - THOMPSON S. BAKER CEMENT PLANT; 0010087-035-AC/PSD-FL-350B

I have received and have accessed the documents.

### **CHRIS HORNER**

Plant Manager  
Vulcan Materials Company  
Florida Rock Division  
Thompson S. Baker Cement Plant  
4000 NW CR 235  
Newberry, FL 32669  
(352) 472-4722 ext 130 (ofc)  
(352) 354-5090 (Cell)

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**From:** Livingston, Sylvania [mailto:Sylvia.Livingston@dep.state.fl.us]  
**Sent:** Monday, March 23, 2009 10:35 AM  
**To:** Horner, Chris  
**Subject:** FW: FL Rock Industries, Inc - THOMPSON S. BAKER CEMENT PLANT; 0010087-035-AC/PSD-FL-350B

Mr. Horner,

We have not received confirmation that you were able to access the documents attached to this March 17th e-mail, as well as the documents provided in the link ([http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf\\_permit\\_zip\\_files/0010087.035.AC.F\\_pdf.zip](http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf_permit_zip_files/0010087.035.AC.F_pdf.zip)) referenced in the email. Please confirm receipt by opening the attachment and clicking on the link to the permit documents, and sending a reply to me.

The Division of Air Resource Management is sending electronic versions of these documents rather than sending them Return Receipt Requested via the US Postal service. Your "receipt confirmation" reply serves the same purpose as tracking the receipt of the signed "Return Receipt" card from the US Postal Service. Please let me know if you have any questions.

Sylvia Livingston  
Bureau of Air Regulation  
Division of Air Resource Management (DARM)  
850/921-9506  
[sylvia.livingston@dep.state.fl.us](mailto:sylvia.livingston@dep.state.fl.us)

*The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link](#) to the DEP Customer Survey. Thank you in advance for completing the survey.*

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**From:** Livingston, Sylvania  
**Sent:** Tuesday, March 17, 2009 3:06 PM

**To:** 'chrish@flarock.com'

**Cc:** 'hgotsch@flarock.com'; 'scullen@kooglerassociates.com'; 'abrams.heather@epamail.epa.gov'; 'forney.kathleen@epamail.epa.gov'; 'catherine\_collins@fws.gov'; Kirts, Christopher; Gibson, Victoria; Mitchell, Bruce; Walker, Elizabeth (AIR)

**Subject:** FL Rock Industries, Inc - THOMPSON S. BAKER CEMENT PLANT; 0010087-035-AC/PSD-FL-350B

Dear Sir/ Madam:

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**Owner/Company Name:** FLORIDA ROCK INDUSTRIES, INC.

**Facility Name:** THOMPSON S. BAKER CEMENT PLANT

**Project Number:** 0010087-035-AC/ PSD-FL-350B

**Permit Status:** FINAL

**Permit Activity:** CONSTRUCTION

**Facility County:** ALACHUA

**Processor:** Bruce Mitchell

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Sylvia Livingston

Bureau of Air Regulation

Division of Air Resource Management (DARM)

850/921-9506

[sylvia.livingston@dep.state.fl.us](mailto:sylvia.livingston@dep.state.fl.us)

Note: The attached document is in Adobe Portable Document Format (pdf). Adobe Acrobat Reader can be downloaded for free at the following internet site: <<http://www.adobe.com/products/acrobat/readstep.html>> .

## Livingston, Sylvia

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**From:** Gotsch, Henry [GotschH@VMCMAIL.com]  
**Sent:** Tuesday, March 17, 2009 3:17 PM  
**To:** Livingston, Sylvia  
**Subject:** RE: FL Rock Industries, Inc - THOMPSON S. BAKER CEMENT PLANT; 0010087-035-AC/PSD-FL-350B

Thanks.

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**From:** Livingston, Sylvia [mailto:Sylvia.Livingston@dep.state.fl.us]  
**Sent:** Tuesday, March 17, 2009 3:06 PM  
**To:** Horner, Chris  
**Cc:** Gotsch, Henry; scullen@kooglerassociates.com; abrams.heather@epamail.epa.gov; forney.kathleen@epamail.epa.gov; catherine\_collins@fws.gov; Kirts, Christopher; Gibson, Victoria; Mitchell, Bruce; Walker, Elizabeth (AIR)  
**Subject:** FL Rock Industries, Inc - THOMPSON S. BAKER CEMENT PLANT; 0010087-035-AC/PSD-FL-350B

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**Owner/Company Name:** FLORIDA ROCK INDUSTRIES, INC.  
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Sylvia Livingston