

perMits	Events	Payment	Facility	party	Reports	Help	exit
----- Permitting Application -----							
----- ARMS Facility -----							
Facility Name: RELOCATABLE FACILITY				AIRS ID: 7775040			
County: DADE		Owner: FLORIDA ROCK INDUSTRIES, INC.					
Office: SE: DADE		Category: POINT					
----- Project -----							
AIR Permit #: 7775040-001-AC				Project #: 001 CRA Reference #:			
Permit Office: TAL (HEADQUARTERS)				Agency Action: Issued			
Project Name: NORTABLE CONCRETE CRUSHER				Desc: Portable concrete crushing			
Type/Sub/Req: AC /1F Source less than 5 tpy \$250				Logged: 06-SEP-1995			
Received: 21-APR-1995		Issued: 14-SEP-1995		Expires: 14-SEP-2000			
Fee: 250.00 Fee Recd:		Dele:		Override: NONE			
----- Related Party -----							
Role: APPLICANT		Begin: 21-APR-1995		End:			
Name: DARLEY, DON R		Company: FLORIDA ROCK INDUSTRIES					
Addr: 155 EAST 21ST STREET							
City: JACKSONVILLE		State: FL Zip: 32201-		Country: USA			
Phone: 904-355-1781		Fax: 904-355-0469					
----- Processors -----							
Processor: HERON_T				Y Active: 21-APR-1995 Inactive:			

Count: *1

<Replace>

Check Sheet

Company Name: FLORIDA ROCK - Lee & Dade County Portable
Permit Number: AC-13 269526 Limestone Crushers
PSD Number: -
Permit Engineer: HERON

Application:

AIRS 025006-001-AC

- ☒ Initial Application
- ☐ Incompleteness Letters
- ☐ Responses
- ☐ Waiver of Department Action
- ☐ Department Response
- ☐ Other

Cross References:

☐

☐

☐

Intent:

- ☒ Intent to Issue
- ☒ Notice of Intent to Issue
- ☒ Technical Evaluation
- ☐ BACT Determination
- ☒ Unsigned Permit

Correspondence with:

- ☐ EPA
- ☐ Park Services
- ☐ Other
- ☒ Proof of Publication
- ☒ Petitions - (Related to extensions, hearings, etc.)
- ☐ Waiver of Department Action
- ☐ Other

Final Determination:

- ☒ Final Determination
- ☒ Signed Permit
- ☐ BACT Determination
- ☐ Other

Post Permit Correspondence:

- ☐ Extensions/Amendments/Modifications
- ☐ Other

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

R.D. Darley, Director
Enviro. Affairs
Fla. Rock Ind.
PO Box 4667
Jacksonville, FL 32301

4a. Article Number

2 392 979 041

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

9-19-95

5. Signature (Addressee)

6. Signature (Agent)

[Signature]

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991

★U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

2 392 979 041



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, March 1993

Sent to	R.D. Darley
Street and No.	Fla. Rock
P.O., State and ZIP Code	Box, FL
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	9-14-95 AC13-269526



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF PERMIT

In the matter of an
Application for Permit by:

DEP File No. AC 13-269526

Mr. R. D. Darley, Director
Environmental Affairs
Florida Rock Industries, Inc.
Post Office Box 4667
Jacksonville, Florida 32301

Enclosed is Permit Number AC 13-269526 for the construction of a portable 800 tons/hr limestone crushing unit and associated equipment. The permit authorizes operation in Miami and Ft. Myers, Florida. This permit is issued pursuant to Section 403, Florida Statutes.

Any party to this Order (permit) has the right to seek judicial review of the permit pursuant to Section 120.68, Florida Statutes, by filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; 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 14 days from the date this Notice is filed with the Clerk of the Department.

Executed in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

C. H. Fancy, P.E., Chief
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, Florida 32399-2400
904-488-1344

Mr. R. D. Darley
Page Two
Florida Rock Industries, Inc.

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this **NOTICE OF PERMIT** and all copies were mailed by certified mail before the close of business on 9-14-95 to the listed persons.

Clerk Stamp

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to
§120.52(11), Florida Statutes,
with the designated Department
Clerk, receipt of which is hereby
acknowledged.

Kyra Jober 9-14-95
Clerk Date

Copies furnished to:

D. Knowles, SFD	S. Smallwood, P.E.
P. Wong, DERM	R. Rhodes, FRI
L. Taylor, FRI	

Final Determination

Florida Rock Industries
Jacksonville, Duval County, Florida

800 TPH Portable Limestone Crushing Plant
File No. AC 13-269526

Plant Sites

Lee County - 11840 Alico Road, Ft. Myers, Florida
Dade County - 12201 NW 25th Street, Miami, Florida

Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation

September 12, 1995

FINAL DETERMINATION

An application submitted by Florida Rock Industries to construct a portable limestone crushing plant to operate at their facilities in Ft. Myers and Miami Florida was reviewed by the Bureau of Air Regulation in Tallahassee.

A package was distributed on July 11, 1995 consisting of a Technical Evaluation and Preliminary Determination, draft permit, Intent to Issue, and Notice of Intent to Issue Permit for construction of an 800 ton per hour portable limestone crusher for operation in Lee and Dade Counties.

The Notice of Intent to Issue Permit was published in the Ft. Myers News-Press on August 4, 1995 and in the Miami Daily Business Review on July 12, 1995. Copies of the entire package were available for inspection at the Dade County Department of Environmental Resource Management office in Miami and in the Department of Environmental Protection's air program offices in Ft. Myers and Tallahassee.

No comments were received during the public notice period.

The final action by the Department is to issue construction permit AC 13-269526 as previously noticed.



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

PERMITTEE:
Florida Rock Industries
Post Office Box 4667
Jacksonville, FL 32201

Permit Number: AC 13-269526
Expiration Date: June 1, 1996
Project: Mobile Operations
800 TPH Portable
Crusher Facility
Counties: Dade and Lee

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-210, 212, 272, 275, 296, and 297; and 62-4. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawings, plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

Authorization to construct a portable 800 TPH limestone crusher facility consisting of a 800 TPH Hazemag crusher, Tyler screen, associated conveyors, a 700 HP electric motor, and front end loader.

The facility is permitted to operate at 11840 Alico Road, Ft. Myers, Florida 33913. The UTM coordinates of this facility are Zone 17, 404.7 km E and 2921.2 km N. Also, at 12201 Northwest 25th Street, Miami, Florida with UTM coordinates of Zone 17, 560.7 km E and 2853.9 km N.

The source shall be constructed in accordance with the permit application, plans, documents, amendments and drawings, except as otherwise noted in the General and Specific Conditions.

Attachments are listed below:

1. Application received April 21, 1995.
2. Technical Comments received June 30, 1995

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations, and restrictions set forth in this permit are "Permit Conditions" and are binding and enforceable pursuant to Sections 403.161, 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 processes 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 the permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment 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 or 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.

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

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 a reasonable time, 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 the 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 non-compliance; and

b. the period of noncompliance, including dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance.

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 for 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 403.73 and 403.111, 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,

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

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 Florida Administrative Code Rules 62-4.120 and 62-730.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance 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)
- (X) Compliance with New Source Performance Standards (NSPS)

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 the 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:
 - the date, exact place, and time of sampling or measurements;
 - the person responsible for performing the sampling or measurements;
 - the dates analyses were performed;
 - the person responsible for performing the analyses;

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

- the analytical techniques or methods used; and
- 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.

SPECIFIC CONDITIONS:

1. The construction and operation of this facility shall reasonably conform to the plan and schedule submitted in the application. No alterations shall be made to the facility that will increase the facility's potential to increase air pollutant emissions without prior written approval from the Department's Bureau of Air Regulation.

2. The source may operate up to 8760 hrs/yr and shall not operate at a process feed rate above 800 TPH.

3. Visible emissions from the limestone crushing plant shall not exceed the opacity limits stated in 40 CFR 60 Subpart 000, NSPS for Nonmetallic Materials Processing Plants:

- a. 10% opacity from transfer points on belt conveyors
- b. 15% opacity from the crusher

The owner or operator shall comply with all applicable provisions of 40 CFR 60, Subpart 000, NSPS for Nonmetallic Minerals Processing Plants.

4. Compliance with Specific Condition No. 3 shall be demonstrated using EPA Reference Method 9. Pursuant to 40 CFR 60.11, initial visible emissions tests shall be conducted for a minimum total time of three hours (30 six-minute averages). Such tests shall be conducted within 45 days of completion of construction and initial operation at a site in Florida. Visible emission tests shall be conducted each time this source moves to the other approved quarry. The visible emissions test shall be conducted within 15 days of any such move. A visible emission test shall be conducted within the 12 month period just prior to submitting the application for renewal of the air operation permit for the portable plant.

5. The applicant shall provide a written notification at least 15 days prior to any compliance testing to the appropriate agency (Department district office and county air pollution control agency), in accordance with F.A.C. Rule 62-297.340(1)(i).

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

6. Issuance of this permit does not relieve the permittee from complying with applicable emission limiting standards or other requirements of Chapter 62-296 and 62-297, F.A.C., or any other requirements under federal, state or local regulations.

7. Operation of this facility shall not cause, suffer, allow or permit the discharge of air pollutants which cause, or contribute to an objectionable odor per F.A.C. Rule 62-296.320(2).

8. The Department will require visible emissions tests for the portable plant and associated truck loading operation as contained in F.A.C. Rule 62-297.340(2), F.A.C. when deemed necessary.

9. This plant is to be operated in a location or in a manner that will not create a nuisance.

10. Any other operating parameter established during compliance testing and/or inspection that will confirm the proper operation of this facility shall be included in the operating permit.

11. Pursuant to F.A.C. Rule 62-296.310(3), Unconfined Particulate Emissions, the operator shall follow reasonable measures to minimize the emissions of unconfined particulate matter from the portable crusher and the activities associated with it:

- (a) Keep unpaved roads, parking areas and yards moist at all times by applying water/dust suppressants as necessary.
- (b) Remove particulate matter from paved roads and maintain as necessary.
- (c) Maintain material drop points as low as practical, primarily during windy conditions.
- (d) Maintain vehicular speed at a maximum of 15 mph. Post signs, where applicable.
- (e) Process only wet material and maintain it in as wetted condition as necessary.

12. Minimize emissions at all times in a manner consistent with good air pollution control practice as referenced in 40 CFR 60.11(d), including periods of startup, shut down, and malfunction.

13. The permittee, for good cause, may request that this construction permit be extended. Such a request shall be submitted to the Bureau of Air Regulation at least 60 days before the expiration of the permit (F.A.C. Rule 62-4.090).

14. An application for an operation permit shall be submitted to the Bureau of Air Regulation office at least 90 days prior to the expiration date of this construction permit. To properly apply for an operation permit, the applicant shall submit the appropriate

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

application form, fee, certification that construction was completed noting any deviations from the conditions in the construction permit, and compliance test reports as required by this permit (F.A.C. Rules 62-4.055 and 62-4.220).

15. Submit to the Department's Bureau of Air Regulation for this plant for each calendar year, on or before March 1, an emissions report for the preceding calendar year containing the following information pursuant to Section 403.061(13), F.S.; and F.A.C. Rule 62-210.370(2)(b):

- (A) Annual amount of materials and/or fuels utilized.
- (B) Estimated annual emissions.
- (C) Any emissions test reports.
- (D) Any changes in the information contained in the permit application.


**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION**



Howard L. Rhodes, Director
Division of Air Resources
Management

Memorandum

Florida Department of Environmental Protection

To: Howard Rhodes
From: Clair Fancy 
Date: September 11, 1995
Subject: Approval of Construction Permit
AC 13-269526
Florida Rock Industries, Inc.

Attached for your approval and signature is an air construction permit for a portable 800 tons/hour limestone crushing unit and associated equipment. The plant will be authorized to operate in Miami and Ft. Myers, Florida. The material is wet when quarried and emits minimal particulate emissions when crushed. It will also meet the requirements NSPS Subpart 000.

This permit is not controversial. I recommend your approval and signature.

Attachment

CF/th/t

Z 311 902 899



Receipt for Certified Mail

No Insurance Coverage Provided
Do not use for International Mail
(See Reverse)

PS Form 3800, March 1993

Sent to	
R. D. Darley	
Street and No.	
Fla. Rock Ind.	
P.O., State and ZIP Code	
Box, FL 32301	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	
APR 13 - 264524 6-14-95	

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

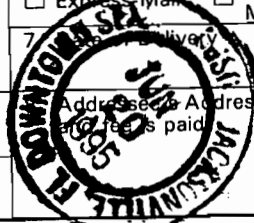
3. Article Addressed to:
R. D. Darley, Director
Environmental Affairs
Fla. Rock Ind.
PO Box 4667
Jacksonville, FL 32301

4a. Article Number
Z 311 902 899

4b. Service Type
☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

5. Signature (Addressee)

6. Signature (Agent)



7. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1991

U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

June 12, 1995

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. R. D. Darley, Director
Environmental Affairs
Florida Rock Industries, Inc.
Post Office Box 4667
Jacksonville, Florida 32301

Dear Mr. Darley:

Attached is one copy of the Technical Evaluation and Preliminary Determination and proposed permit to Florida Rock Industries, Inc. for a portable concrete crushing plant to be located at: 11840 Alico Road, Ft. Myers, Lee County, Florida and 12201 Northwest 25th Street, Miami, Dade County, Florida.

Please submit any written comments you want to have considered regarding the Department's proposed action to Mr. A. A. Linero, P.E., Bureau of Air Regulation.

Sincerely,

C. H. Fancy, P.E.
Chief
Bureau of Air Regulation

CHF/th/t

Attachments

cc: D. Knowles, S. District
P. Wong, Dade County
S. Smallwood, P.E.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

CERTIFIED MAIL

In the Matter of an
Application for Permit by:

DEP File No. AC 13-269526
Mobile Operation

Mr. R. D. Darley, Director
Environmental Affairs
Florida Rock Industries, Inc.
P. O. Box 4667
Jacksonville, Florida 32301

INTENT TO ISSUE

The Department of Environmental Protection gives notice of its intent to issue a permit (copy attached) for the proposed project as detailed in the application specified above, for the reasons stated in the attached Technical Evaluation and Preliminary Determination.

The applicant, Florida Rock Industries, Inc., submitted an application on April 21, 1995, to the Department of Environmental Protection for a construction permit for a portable 800 tons/hour concrete crushing unit and associated equipment. The plant will be authorized to operate in Miami and Ft. Myers, Florida.

The Department has permitting jurisdiction under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-212 and 62-4. The project is not exempt from permitting procedures. The Department has determined that a construction permit is required for the proposed work.

Pursuant to Section 403.815, F.S., and Rule 62-103.150, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice shall be published one time only within 30 days in the legal ad section of a newspaper of general circulation in the area affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. The applicant shall provide proof of publication to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within seven days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Department will issue the permit with the attached conditions unless a petition for an administrative proceeding (hearing) is filed pursuant to the provisions of Section 120.57, F.S.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the permit applicant and the parties listed below must be filed within 14 days of receipt of this intent. Petitions filed by other persons must be filed within 14 days of publication of the public notice or within 14 days of their receipt of this intent, whichever first occurs. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information;

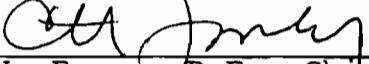
- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and,
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this intent. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this intent in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a

waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

Executed in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


C. H. Fancy, P.E., Chief
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, Florida 32399
904-488-1344

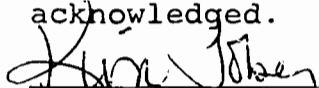
CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this INTENT TO ISSUE and all copies were mailed by certified mail before the close of business on 6-14-95 to the listed persons.

Clerk Stamp

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52(11), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

 6-14-95
Clerk Date

Copies furnished to:

D. Knowles, SF District
P. Wong, Dade County
S. Smallwood, P.E.

0

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

AC 31-269526

The Department of Environmental Protection gives notice of its intent to issue a construction permit (AC 31-269526) to Florida Rock Industries, Inc., P. O. Box 4667, Jacksonville, Florida for a portable concrete crusher plant. The plant will crush up to 800 TPH concrete material. Particulate matter emissions are estimated not to exceed 4 TPY. The plant will operate at 11840 Alico Road in Ft. Myers, Florida and 12201 Northwest 25th Street, in Miami, Florida. A determination of Best Available Control Technology (BACT) was not required. The Department is issuing this Intent to Issue for the reasons stated in the Technical Evaluation and Preliminary Determination.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information; (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts disputed by Petitioner, if any; (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and, (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, 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 decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, Florida Administrative Code.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Department of Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Park Courtyard, MS 5505
Tallahassee, Florida 32301

Department of Environmental Protection
South District
2295 Victoria Avenue
Suite 364
Fort Myers, Florida 33901

Dade County DERM
33 Southwest 2nd Avenue
Suite 9-223
Miami, Florida 33130

Any person may send written comments on the proposed action to Mr. A.A. Linero at the Department's Tallahassee address. All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.

Technical Evaluation
and
Preliminary Determination

Florida Rock Industries
Jacksonville, Duval County, Florida

800 TPH Portable Concrete Crusher Plant
File No. AC 13-269526

Plant Sites

Lee County - 11840 Alico Road, Ft. Myers, Florida
Dade County - 12201 NW 25th Street, Miami, Florida

Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation

June 14, 1995

I. GENERAL INFORMATION

A. Applicant

Florida Rock Industries, Inc.
Post Office Box 4667
Jacksonville, Florida

B. Request

On April 21, 1995, Florida Rock Industries submitted an application for a permit to construct a portable 800 TPH crushing plant that may operate in two counties. The plant is being permitted to operate in Ft. Myers (Lee County) and Miami (Dade County).

C. Facility Category

The Standard Industrial Classification (SIC) Code is Industry No. 1611, Highway and Street Construction, except elevated highways.

The NEDs Source Classification Code (SCC) is 3-05-010-10, Material Handling and Crushing.

D. Project Description

Florida Rock Industries plans to operate a new portable 800 TPH crushing plant at their Ft. Myers and Miami limestone mines. Both mines have existing stationary crusher and associated stone processing equipment. The materials at both mines are mined and processed wet. The existing stone processing equipment will be permitted this summer in accordance with an industry wide consent order that is expected to be signed within the next 30 days.

E. Process Description

The portable crushing plant consists of a wobbler (roller grizzly feeder), the impact crusher, a 700 HP electric motor, and a 54" x 48'-2" incline conveyor driven by a 40 HP motor mounted on a flat bed truck trailer, plus a 48" x 100' radial stacker conveyor. It will be used at various locations at both mines. When in operation it may be used to create a radial storage pile from which the stone is loaded into a truck or railcar by an existing front end loader, or to load into a feed hopper. It may be used to recrush oversize stone or to temporarily replace a primary crusher while it is out of service.

II. RULE APPLICABILITY

The proposed project, construction of a portable concrete crusher plant, is subject to preconstruction review under the provisions of Chapter 403, Florida Statutes, and Chapter 17-210, 17-212, 17-275, 17-296, and 17-297, Florida Administrative Code.

The mobile crushing plant will operate in Lee and Dade Counties. It may operate in other counties after completing the public notice requirements and having its permit(s) amended. Thus, it may operate in areas designated attainment for all criteria pollutants (F.A.C. Rule 62-275.400), and nonattainment for ozone (F.A.C. Rule 62-275.600).

The proposed emission unit is not subject to the preconstruction review requirements of F.A.C. Rule 62-212.400 because permit restriction will prohibit this emission unit emitting over 100 TPY of any pollutant.

This emission unit is subject to F.A.C. Rule 62-212.300, which pertains to emission units not subject to PSD or nonattainment review. This crushing plant is also subject to F.A.C. Rule 62-296.310, General Particulate Emission Limiting Standard; to F.A.C. Rule 62-296.320, General Pollutant Emissions Limiting Standards and to 40 CFR 60, Subpart OOO, NSPS for Non Metallic Mineral Processing Plant, adopted by reference pursuant to F.A.C. 62.296.800.

III. TECHNICAL EVALUATION

The emissions from the proposed plant will be fugitive particulate matter from the material handling operations. Fugitive dust from the plant is being controlled since the materials mined and processed are wet. Visible emissions from the crushing plant shall not exceed 5 % opacity. If the plant is unable to consistently stay below the 5% opacity limit, the applicant shall apply additional controls for the fugitive particulate matter emissions.

Based on the data supplied by the applicant, the maximum emissions from each facility (Ft. Myers and Miami) shall not exceed 4 tons/year.

IV. AIR QUALITY IMPACT

The estimated emissions from each facility that this evaluation is based on will not cause an ambient air quality violation.

V. CONCLUSION

Based on the information provided by Florida Rock Industries, the Department has reasonable assurance that the proposed installation, as described in this evaluation, and subject to the conditions proposed herein, will not cause or contribute to a violation of any air quality standard, PSD increment, or any other technical provision of Chapter 62-209 through 62-297 of the Florida Administrative Code.

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The mobile crushing plant will operate in Lee and Dade Counties. It may operate in other counties after completing the public notice requirements and having its permit(s) amended. Thus, it may operate in areas designated attainment for all criteria pollutants (F.A.C. Rule 62-275.400), and nonattainment for ozone (F.A.C. Rule 62-275.600).

The proposed emission unit is not subject to the preconstruction review requirements of F.A.C. Rule 62-212.400 because permit restriction will prohibit this emission unit emitting over 100 TPY of any pollutant.

This emission unit is subject to F.A.C. Rule 62-212.300, which pertains to emission units not subject to PSD or nonattainment review. This crushing plant is also subject to F.A.C. Rule 62-296.310, General Particulate Emission Limiting Standard; to F.A.C. Rule 62-296.320, General Pollutant Emissions Limiting Standards and to 40 CFR 60, Subpart OOO, NSPS for Non Metallic Mineral Processing Plant, adopted by reference pursuant to F.A.C. 62.296.800.

III. TECHNICAL EVALUATION

The emissions from the proposed plant will be fugitive particulate matter from the material handling operations. Fugitive dust from the plant is being controlled since the materials mined and processed are wet. Visible emissions from the crushing plant shall not exceed 5 % opacity. If the plant is unable to consistently stay below the 5% opacity limit, the applicant shall apply additional controls for the fugitive particulate matter emissions.

Based on the data supplied by the applicant, the maximum emissions from each facility (Ft. Myers and Miami) shall not exceed 4 tons/year.

IV. AIR QUALITY IMPACT

The estimated emissions from each facility that this evaluation is based on will not cause an ambient air quality violation.

V. CONCLUSION

Based on the information provided by Florida Rock Industries, the Department has reasonable assurance that the proposed installation, as described in this evaluation, and subject to the conditions proposed herein, will not cause or contribute to a violation of any air quality standard, PSD increment, or any other technical provision of Chapter 62-209 through 62-297 of the Florida Administrative Code.

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Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

PERMITTEE:
Florida Rock Industries
Post Office Box 4667
Jacksonville, FL 32201

Permit Number: AC 13-269526
Expiration Date: June 1, 1996
County: Mobile Operations
Project: 800 TPH Portable
Crusher Facility

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 17-210, 212, 272, 275, 296, and 297; and 17-4. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawings, plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

Authorization to construct a portable 800 TPH concrete crusher facility consisting of a 800 TPH Hazemag crusher, Tyler screen, associated conveyors, a 700 HP electric motor, front end loader, and associated equipment with fugitive particulate matter emission controlled by water spray systems.

The facility is permitted to operate at 11840 Alico Road, Ft. Myers, Florida 33913. The UTM coordinates of this facility are Zone 17, 404.7 km E and 2921.2 km N. Also, at 12201 Northwest 25th Street, Miami, Florida with UTM coordinates of Zone 17, 560.7 km E and 2853.9 km N.

It may operate at other Florida Rock Industries quarries in Florida after completing the Public Notice requirements for the new site(s) and obtaining an amendment for the facility's permit(s).

The source shall be constructed in accordance with the permit application, plans, documents, amendments and drawings, except as otherwise noted in the General and Specific Conditions.

Attachments are listed below:

1. Application received April 21, 1995.

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations, and restrictions set forth in this permit are "Permit Conditions" and are binding and enforceable pursuant to Sections 403.161, 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 processes 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 the permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment 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 or 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.

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

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 a reasonable time, 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 the 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 non-compliance; and

b. the period of noncompliance, including dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance.

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 for 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 403.73 and 403.111, 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,

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

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 Florida Administrative Code Rules 17-4.120 and 17-730.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance 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)
- (X) Compliance with New Source Performance Standards (NSPS)

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 the 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:
 - the date, exact place, and time of sampling or measurements;
 - the person responsible for performing the sampling or measurements;
 - the dates analyses were performed;
 - the person responsible for performing the analyses;

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

- the analytical techniques or methods used; and
- the results of such analyses.

14. 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.

SPECIFIC CONDITIONS:

1. The construction and operation of this facility shall reasonably conform to the plan and schedule submitted in the application. No alterations shall be made to the facility that will increase the facilities' potential to increase air pollutant emissions without prior written approval from the Department's Bureau of Air Regulation.

2. The plant may operate up to 2000 hrs/yr. This facility shall not operate at a process feed rate above 800 TPH.

3. Visible emissions from the concrete crushing plant shall not exceed 5% opacity.

4. Compliance with Specific Condition No. 3 shall be demonstrated using EPA Reference Method 9. Pursuant to 40 CFR 60.11, initial visible emissions tests shall be conducted for a minimum total time of three hours (30 six-minute averages). Such tests shall be conducted within 45 days of completion of construction and initial operation at a site in Florida. Visible emission test shall be conducted annually thereafter, provided the plant operates at the same quarry for a year. Each time this plant moves to any of the other approved quarries a visible emissions test shall be conducted within 15 days of any such move and annually thereafter, provided the plant operates at this site for a year.

5. The applicant shall provide a written notification at least 15 days prior to any compliance testing to the appropriate agency (Department District office and county air pollution control agency), in accordance with F.A.C. Rule 17-297.340(1)(i).

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

6. This plant shall be allowed to operate at any other Florida Rock Industry's quarries in Florida provided:

- (a) At least 7-days prior to relocating the plant, the permittee shall notify the air program administrator for the Department's District and, if applicable, County Air Pollution Control Agency, along with the Bureau of Air Regulation, of all potential sites at which the portable crushing plant may be operated during the next 30 days. The notification will be on DEP Form 62-210.900(3), F.A.C. All potential construction sites may be shown on a USGS topographic map. Unless notified otherwise by an environmental agency, the plant may be relocated and operated at any site on the list.
- (b) The duration of emissions of this facility at the new location would not exceed two years.
- (c) The applicant must obtain a "Notice of Intent to Issue" for each new location, from the Department's Bureau of Air Regulation for publication in the legal ad section of a newspaper of general circulation in the area affected, in accordance with F.A.C. Rule 17-210.350. The applicant shall provide a certified copy of proof of publication to the applicable District and Local Program and to the Department's Bureau of Air Regulation within seven days of publication.
- (d) After the 14 day comment period has expired and if an administrative hearing has not been requested, the applicant shall obtain an amendment to the permit identifying the new location and the duration of operation prior to beginning operation at the new location.
- (e) Only one public notice is required for operating at a specific location. The permittee must give at least 7 days notice to the appropriate local program, district, and the Bureau of Air Regulation in Tallahassee and obtain written approval prior to relocating the plant to any other location pursuant to Rule 17-210.900 (3), F.A.C. The permittee shall identify the new location and duration of operation in the notice.
- (f) This plant is to be operated in a location or in a manner that may not create nuisance.
- (g) Issuance of this permit does not relieve the permittee from complying with applicable emission limiting standards or other requirements of Chapter 17-296 and 17-297, F.A.C., or any other requirements under federal, state or local regulations.

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

7. Operation of this facility shall not cause, suffer, allow or permit the discharge of air pollutants which cause, or contribute to an objectionable odor (Rule 62-296.320(2), F.A.C.).

8. The Department will require visible emissions tests for the portable plant an associated truck loading operation as contained in F.A.C. Rule 17-297.340(2), F.A.C. when deemed necessary.

9. Any other operating parameter (i.e. water spray flow rate, if applicable) established during compliance testing and/or inspection that will confirm the proper operation of this facility shall be included in the operating permit.

10. Pursuant to F.A.C. Rule 17-296.310(3), unconfined particulate emissions the operator shall follow reasonable measures to minimize the emissions of unconfined particulate matter from the portable crusher and the activities associated with it:

- (a) Keep unpaved roads, parking areas and yards moist at all times by applying water/dust suppressant as necessary.
- (b) Remove particulate matter from paved roads and maintain as necessary.
- (c) Maintain material drop points as low as possible, primarily during windy conditions. Stop operation if necessary.
- (d) Maintain vehicular speed at a maximum of 10 mph. Post signs, where applicable.
- (e) Plant vegetation or landscape on nontrafficked areas, where applicable.

11. Minimize emissions at all times in a manner consistent with good air pollution control practice as referenced in 40 CFR 60.11(d), including periods of startup, shut down, and malfunction.

12. The permittee, for good cause, may request that this construction permit be extended. Such a request shall be submitted to the Bureau of Air Regulation prior to 60 days before the expiration of the permit (F.A.C. Rule 17-4.090).

13. An application for an operation permit must be submitted to the Bureau of Air Regulation office at least 90 days prior to the expiration date of this construction permit. To properly apply for an operation permit, the applicant shall submit the appropriate application form, fee, certification that construction was completed noting any deviations from the conditions in the construction permit, and compliance test reports as required by this permit (F.A.C. Rules 17-4.055 and 17-4.220).

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

14. Submit to the Department's Bureau of Air Regulation for this plant for each calendar year, on or before March 1, an emissions report for the preceding calendar year containing the following information pursuant to Section 403.061(13), F.S.; and Rule 62-210.370(2)(b), F.A.C.:

- (A) Annual amount of materials and/or fuels utilized.
- (B) Estimated annual emissions.
- (C) Any emissions test reports.
- (D) Any changes in the information contained in the permit application.

Issued this _____ day
of _____, 1995

**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION**

Howard L. Rhodes, Director
Division of Air Resources
Management

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
R. D. Darley, Director
Fla. Rock Industries
P.O. Box 4667
Jacksonville, FL 32301

4a. Article Number

2 392 979 051

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Return Receipt for Merchandise |

7. Date of Delivery

7/14/95

8. Addressee's Address (Only if requested and fee is paid)

5. Signature (Addressee)

6. Signature (Agent)

Lucie L. Smith

PS Form 3811, December 1991

U.S. GPO: 1993-352-714

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

2 392 979 051



Receipt for Certified Mail

No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)

PS Form 3800, March 1993

Sent to		R. D. Darley
Street and No.		Fla. Rock
P.O., State and ZIP Code		Jax, FL
Postage	\$	
Certified Fee		
Special Delivery Fee		
Restricted Delivery Fee		
Return Receipt Showing to Whom & Date Delivered		
Return Receipt Showing to Whom, Date, and Addressee's Address		
TOTAL Postage & Fees	\$	
Postmark or Date		7-11-95
		AC13-269526
		Winstone Crushing plant



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

July 10, 1995

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. R. D. Darley, Director
Environmental Affairs
Florida Rock Industries, Inc.
Post Office Box 4667
Jacksonville, Florida 32301

Dear Mr. Darley:

Attached is one copy of the revised Technical Evaluation and Preliminary Determination (TEPD) and proposed permit to Florida Rock Industries, Inc. for a portable limestone crushing plant to be located at: 11840 Alico Road, Ft. Myers, Lee County, Florida and 12201 Northwest 25th Street, Miami, Dade County, Florida.

This revised TEPD and proposed permit will replace the previously TEPD and proposed permit distributed on June 14, 1995.

Please submit any written comments you want to have considered regarding the Department's proposed action to Mr. A. A. Linero, P.E., Bureau of Air Regulation. If you have any questions regarding this matter, please call Teresa Heron at (904)488-1344.

Sincerely,

C. H. Fancy, P.E.
Chief
Bureau of Air Regulation

CHF/th/t

Attachments

cc: D. Knowles, S. District
P. Wong, Dade County
S. Smallwood, P.E.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

CERTIFIED MAIL

In the Matter of an
Application for Permit by:

DEP File No. AC 13-269526
Portable Limestone Crushing
Plant

Mr. R. D. Darley, Director
Environmental Affairs
Florida Rock Industries, Inc.
P. O. Box 4667 -
Jacksonville, Florida 32301

INTENT TO ISSUE

The Department of Environmental Protection gives notice of its intent to issue a permit (copy attached) for the proposed project as detailed in the application specified above, for the reasons stated in the attached Technical Evaluation and Preliminary Determination.

The applicant, Florida Rock Industries, Inc., submitted an application on April 21, 1995, to the Department of Environmental Protection for a construction permit for a portable 800 tons/hour limestone crushing unit and associated equipment. The plant will be authorized to operate in Miami and Ft. Myers, Florida.

The Department has permitting jurisdiction under the provisions of Chapter 403, Florida Statutes (F.S.), and Florida Administrative Code (F.A.C.) Chapters 62-212 and 62-4. The project is not exempt from permitting procedures. The Department has determined that a construction permit is required for the proposed work.

Pursuant to Section 403.815, F.S., and Rule 62-103.150, F.A.C., you (the applicant) are required to publish at your own expense the enclosed Notice of Intent to Issue Permit. The notice shall be published one time only within 30 days in the legal ad section of a newspaper of general circulation in the area affected. For the purpose of this rule, "publication in a newspaper of general circulation in the area affected" means publication in a newspaper meeting the requirements of Sections 50.011 and 50.031, F.S., in the county where the activity is to take place. The applicant shall provide proof of publication to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within seven days of publication. Failure to publish the notice and provide proof of publication within the allotted time may result in the denial of the permit.

The Department will issue the permit with the attached conditions unless a petition for an administrative proceeding (hearing) is filed pursuant to the provisions of Section 120.57, F.S.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the permit applicant and the parties listed below must be filed within 14 days of receipt of this intent. Petitions filed by other persons must be filed within 14 days of publication of the public notice or within 14 days of their receipt of this intent, whichever first occurs. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information;

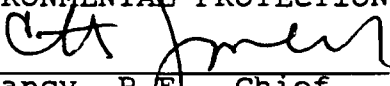
- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and,
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this intent. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this intent in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a

waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

Executed in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


C. H. Fancy, P.E., Chief
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, Florida 32399
904-488-1344

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this INTENT TO ISSUE and all copies were mailed by certified mail before the close of business on 7-11-95 to the listed persons.

Clerk Stamp

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52(11), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.


Clerk

7-11-95
Date

Copies furnished to:

D. Knowles, SF District
P. Wong, Dade County
S. Smallwood, P.E.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

AC 31-269526

The Department of Environmental Protection gives notice of its intent to issue a construction permit (AC 31-269526) to Florida Rock Industries, Inc., P. O. Box 4667, Jacksonville, Florida for a portable limestone crushing plant. The plant will crush up to 800 TPH. Particulate matter emissions are estimated not to exceed 4 TPY. The plant will operate at 11840 Alico Road in Ft. Myers, Florida and 12201 Northwest 25th Street, in Miami, Florida. A determination of Best Available Control Technology (BACT) was not required. The Department is issuing this Intent to Issue for the reasons stated in the Technical Evaluation and Preliminary Determination.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information; (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts disputed by Petitioner, if any; (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and, (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, 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 decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, Florida Administrative Code.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Department of Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Park Courtyard, MS 5505
Tallahassee, Florida 32301

Department of Environmental Protection
South District
2295 Victoria Avenue
Suite 364
Fort Myers, Florida 33901

Dade County DERM
33 Southwest 2nd Avenue
Suite 9-223
Miami, Florida 33130

Any person may send written comments on the proposed action to Administrator, New Source Review at the Department's Tallahassee address. All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.

Technical Evaluation
and
Preliminary Determination

Florida Rock Industries
Jacksonville, Duval County, Florida

800 TPH Portable Limestone Crushing Plant
File No. AC 13-269526

Plant Sites

Lee County - 11840 Alico Road, Ft. Myers, Florida
Dade County - 12201 NW 25th Street, Miami, Florida

Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation

July 7, 1995

I. GENERAL INFORMATION

A. Applicant

Florida Rock Industries, Inc.
Post Office Box 4667
Jacksonville, Florida

B. Request

On April 21, 1995, Florida Rock Industries submitted an application for a permit to construct a portable 800 TPH limestone crushing plant that may operate in two counties. The plant is being permitted to operate in Ft. Myers (Lee County) and Miami (Dade County).

C. Facility Category

The Standard Industrial Classification (SIC) Code is Industry No. 3299, Nonmetallic Minerals Products.

The NEDs Source Classification Code (SCC) is 3-05-020-06, Material Handling and Crushing.

D. Project Description

Florida Rock Industries plans to operate a new portable 800 TPH crushing plant at their Ft. Myers and Miami limestone mines. Both mines have existing stationary crusher and associated stone processing equipment. The materials at both mines are mined and processed wet. The existing stone processing equipment will be permitted later this year.

E. Process Description

The portable crushing plant consists of a wobbler (roller grizzly feeder), the impact crusher, a 700 HP electric motor, and a 54" x 48'-2" incline conveyor driven by a 40 HP motor mounted on a flat bed truck trailer, plus a 48" x 100' radial stacker conveyor. It will be used at various locations at both mines. When in operation it may be used to create a radial storage pile from which the stone is loaded into a truck or railcar by an existing front end loader, or to load into a feed hopper. It may be used to recrush oversize stone or to temporarily replace a primary crusher while it is out of service.

II. RULE APPLICABILITY

The proposed project, construction of a portable limestone crushing plant, is subject to preconstruction review under the provisions of Chapter 403, Florida Statutes, and Chapter 17-210, 17-212, 17-275, 17-296, and 17-297, Florida Administrative Code.

The portable limestone crushing plant will operate in Lee and Dade Counties. The proposed emission unit is not subject to the preconstruction review requirements of F.A.C. Rule 62-212.400 because permit restriction will prohibit this emission unit emitting over 100 TPY of any pollutant.

This emission unit is subject to F.A.C. Rule 62-212.300, which pertains to emission units not subject to PSD or nonattainment review. This crushing plant is also subject to F.A.C. Rule 62-296.310, General Particulate Emission Limiting Standard; to F.A.C. Rule 62-296.320, General Pollutant Emissions Limiting Standards and to 40 CFR 60, Subpart OOO, NSPS for Non Metallic Mineral Processing Plant, adopted by reference pursuant to F.A.C. 62.296.800.

III. TECHNICAL EVALUATION

The emissions from the proposed plant will be fugitive particulate matter from the crushing and material handling operations. Fugitive dust from the plant is being controlled since the materials mined and processed are wet. Visible emissions from the crusher shall not exceed 15% opacity or 10% opacity from transfer points as defined in 40 CFR 60, Subpart OOO, NSPS for Nonmetallic Mineral Processing Plants. If the plant is unable to consistently stay below the required opacity limit, the applicant shall apply additional controls for the fugitive particulate matter emissions.

Based on the data supplied by the applicant, the maximum emissions from each facility (Ft. Myers and Miami) shall not exceed 4 tons/year.

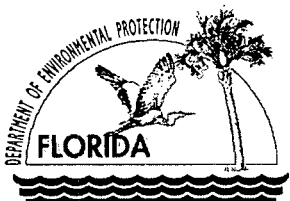
IV. AIR QUALITY IMPACT

The estimated emissions from each facility that this evaluation is based on will not cause an ambient air quality violation.

V. CONCLUSION

Based on the information provided by Florida Rock Industries, the Department has reasonable assurance that the proposed installation, as described in this evaluation, and subject to the conditions proposed herein, will not cause or contribute to a violation of any air quality standard, PSD increment, or any other technical provision of Chapter 62-209 through 62-297 of the Florida Administrative Code.





Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

PERMITTEE:
Florida Rock Industries
Post Office Box 4667
Jacksonville, FL 32201

Permit Number: AC 13-269526
Expiration Date: June 1, 1996
County: Mobile Operations
Project: 800 TPH Portable
Crusher Facility

This permit is issued under the provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 17-210, 212, 272, 275, 296, and 297; and 17-4. The above named permittee is hereby authorized to perform the work or operate the facility shown on the application and approved drawings, plans, and other documents attached hereto or on file with the Department and made a part hereof and specifically described as follows:

Authorization to construct a portable 800 TPH limestone crusher facility consisting of a 800 TPH Hazemag crusher, Tyler screen, associated conveyors, a 700 HP electric motor, front end loader.

The facility is permitted to operate at 11840 Alico Road, Ft. Myers, Florida 33913. The UTM coordinates of this facility are Zone 17, 404.7 km E and 2921.2 km N. Also, at 12201 Northwest 25th Street, Miami, Florida with UTM coordinates of Zone 17, 560.7 km E and 2853.9 km N.

The source shall be constructed in accordance with the permit application, plans, documents, amendments and drawings, except as otherwise noted in the General and Specific Conditions.

Attachments are listed below:

1. Application received April 21, 1995.
2. Technical Comments received June 30, 1995

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

1. The terms, conditions, requirements, limitations, and restrictions set forth in this permit are "Permit Conditions" and are binding and enforceable pursuant to Sections 403.161, 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 processes 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 the permit.
4. This permit conveys no title to land or water, does not constitute State recognition or acknowledgment 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 or 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.

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

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 a reasonable time, 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 the 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 non-compliance; and

b. the period of noncompliance, including dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance.

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 for 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 403.73 and 403.111, 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,

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

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 Florida Administrative Code Rules 17-4.120 and 17-730.300, F.A.C., as applicable. The permittee shall be liable for any non-compliance 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)
- (X) Compliance with New Source Performance Standards (NSPS)

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 the 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:
 - the date, exact place, and time of sampling or measurements;
 - the person responsible for performing the sampling or measurements;
 - the dates analyses were performed;
 - the person responsible for performing the analyses;

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

GENERAL CONDITIONS:

- the analytical techniques or methods used; and
- 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.

SPECIFIC CONDITIONS:

1. The construction and operation of this facility shall reasonably conform to the plan and schedule submitted in the application. No alterations shall be made to the facility that will increase the facilities' potential to increase air pollutant emissions without prior written approval from the Department's Bureau of Air Regulation.

2. The plant may operate up to 8760 hrs/yr. This facility shall not operate at a process feed rate above 800 TPH.

3. Visible emissions from the limestone crushing plant shall not exceed the opacity limits stated in 40 CFR 60 Subpart 000, NSPS for Nonmetallic Materials Processing Plants:

- a. 10% opacity from transfer points on belt conveyors
- b. 15% opacity from the crusher

The owner or operator shall comply with all applicable provisions of 40 CFR 60, Subpart 000, NSPS for Nonmetallic Minerals Processing Plants.

4. Compliance with Specific Condition No. 3 shall be demonstrated using EPA Reference Method 9. Pursuant to 40 CFR 60.11, initial visible emissions tests shall be conducted for a minimum total time of three hours (30 six-minute averages). Such tests shall be conducted within 45 days of completion of construction and initial operation at a site in Florida. Visible emission test shall be conducted each time this plant moves to the other approved quarry. The visible emissions test shall be conducted within 15 days of any such move. A visible emission test shall be conducted within the 12 month period just prior to submitting the application for renewal of the air operation permit for the portable plant.

5. The applicant shall provide a written notification at least 15 days prior to any compliance testing to the appropriate agency (Department District office and county air pollution control agency), in accordance with F.A.C. Rule 17-297.340(1)(i).

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

6. Issuance of this permit does not relieve the permittee from complying with applicable emission limiting standards or other requirements of Chapter 17-296 and 17-297, F.A.C., or any other requirements under federal, state or local regulations.

7. Operation of this facility shall not cause, suffer, allow or permit the discharge of air pollutants which cause, or contribute to an objectionable odor (Rule 62-296.320(2), F.A.C.).

8. The Department will require visible emissions tests for the portable plant and associated truck loading operation as contained in F.A.C. Rule 17-297.340(2), F.A.C. when deemed necessary.

9. This plant is to be operated in a location or in a manner that may not create nuisance.

10. Any other operating parameter established during compliance testing and/or inspection that will confirm the proper operation of this facility shall be included in the operating permit.

11. Pursuant to F.A.C. Rule 17-296.310(3), unconfined particulate emissions the operator shall follow reasonable measures to minimize the emissions of unconfined particulate matter from the portable crusher and the activities associated with it:

- (a) Keep unpaved roads, parking areas and yards moist at all times by applying water/dust suppressant as necessary.
- (b) Remove particulate matter from paved roads and maintain as necessary.
- (c) Maintain material drop points as low as practical, primarily during windy conditions.
- (d) Maintain vehicular speed at a maximum of 15 mph. Post signs, where applicable.
- (e) Wet materials being processed, if necessary.

12. Minimize emissions at all times in a manner consistent with good air pollution control practice as referenced in 40 CFR 60.11(d), including periods of startup, shut down, and malfunction.

13. The permittee, for good cause, may request that this construction permit be extended. Such a request shall be submitted to the Bureau of Air Regulation at least 60 days before the expiration of the permit (F.A.C. Rule 17-4.090).

14. An application for an operation permit shall be submitted to the Bureau of Air Regulation office at least 90 days prior to the expiration date of this construction permit. To properly apply for an operation permit, the applicant shall submit the appropriate

PERMITTEE:
Florida Rock Industries

Permit Number: AC 13-269526
Expiration Date: June 1, 1996

SPECIFIC CONDITIONS:

application form, fee, certification that construction was completed noting any deviations from the conditions in the construction permit, and compliance test reports as required by this permit (F.A.C. Rules 17-4.055 and 17-4.220).

15. Submit to the Department's Bureau of Air Regulation for this plant for each calendar year, on or before March 1, an emissions report for the preceding calendar year containing the following information pursuant to Section 403.061(13), F.S.; and Rule 62-210.370(2)(b), F.A.C.:

- (A) Annual amount of materials and/or fuels utilized.
- (B) Estimated annual emissions.
- (C) Any emissions test reports.
- (D) Any changes in the information contained in the permit application.

Issued this _____ day
of _____, 1995

**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION**

Howard L. Rhodes, Director
Division of Air Resources
Management

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

RECEIVED

JUL 26 1995

FLORIDA ROCK INDUSTRIES, INC.,

Petitioner,

vs.

OGC CASE NO. 95-1567

Bureau of
Air Regulation

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING

This cause has come before the Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner FLORIDA ROCK INDUSTRIES, INC. under rule 62-103.070 of the Florida Administrative Code to grant an extension of time to file a petition for an administrative hearing on Application No. AC13-269526. See Exhibit 1.

Petitioner's representative has discussed this request with counsel for the Respondent State of Florida Department of Environmental Protection, which has no objection to it. Therefore,


IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until July 31, 1995, to file a petition in this matter. Filing shall be complete on receipt by the Office of General

Counsel, Department of Environmental Protection, 3900
Commonwealth Boulevard, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 21st day of July, 1995 in
Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


KENNETH J. PLANTE
General Counsel

Douglas Building
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (904) 488-9314

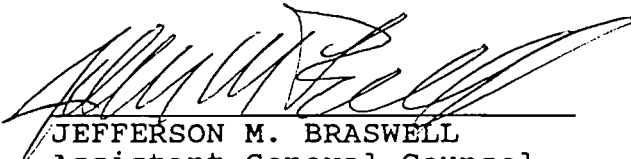
CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed
to:

Stephen Smallwood, P.E.
ERM-South, Inc.
2700 Blair Stone Road
Tallahassee, FL 32301

on this 26th day of July, 1995.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


JEFFERSON M. BRASWELL
Assistant General Counsel
Florida Bar No. 800996

3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (904) 488-9730

ERM-South, Inc.

9501 Princess Palm Avenue
Suite 100
Tampa, Florida 33619-8319
(813) 622-8727
(813) 621-8504 (Fax)

June 30, 1995

Project No. 999.01

VIA FAX (904) 921-3000

Chris McGuire, Esq.
Office of General Counsel
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400



RE: Air Construction Permit; FDEP File No. AC13-269526; Portable Limerock
Crushing Plant, Florida Rock Industries, Inc. (Miami Quarry and Fort Myers
Quarry)

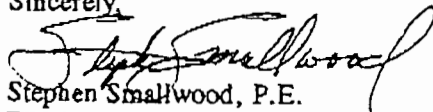
Dear Mr. McGuire:

On April 21, 1995, Florida Rock Industries, Inc. submitted an application for a
permit to construct a portable 800-TPH limerock crushing plant that would
operate in two counties (Dade and Lee), which are in different FDEP Districts
(Southeast and South). The Preliminary Determination, the proposed permit, and
Notice of Intent to Issue were received by Don Darley, Environmental Director,
Florida Rock Industries, Inc., on June 20, 1995.

Mr. Darley asked me, as the engineer-of-record for this application, to review the
proposed permit. I found that several technical corrections are necessary. I have
discussed the requested corrections with the Department's permit engineer,
Ms. Theresa Heron, in the Bureau of Air Regulation. She agrees that the changes
are necessary.

Since we will not have adequate time to develop and agree on the specific
wording of all of the needed changes by the 14th day after receipt of the notice, I
am requesting a 30-day extension of time to request an administrative hearing, to
allow adequate time to meet with the air staff and resolve these issues. We
believe this can be done without an administrative hearing. I have discussed this
request with Mr. Al Lenaro (488-1344), Ms. Heron's supervisor. He concurs
with this request.

Sincerely,



Stephen Smallwood, P.E.
ERM-South, Inc.
2700 Blair Stone Road
Tallahassee, FL 32301
Phone: (904) 656-9700; Fax: (904) 656-9752

8181 N.W. 36th Street
Suite 20
Miami, Florida 33166-6628
(305) 591-3076
(305) 591-8830 (Fax)

777 Yarnato Road
Suite 130
Boca Raton, Florida
33431-4406
(407) 241-1752
(407) 241-2380 (Fax)

hai

c: Don Darley - Florida Rock Industries, Inc.

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF AIR RESOURCES MANAGEMENT**

APPLICATION FOR AIR PERMIT - LONG FORM

I. APPLICATION INFORMATION

RECEIVED

APR 21 1995

**Bureau of
Air Regulation**

Identification of Facility Addressed in This Application

FLORIDA ROCK INDUSTRIES, INC
800 TPH Portable Rock Crusher
Ft. Myers & Miami Limestone Mines
Lee & Dade Counties
FL DEP South & Southeast Districts

Ft. Myers Mine:
2 miles east of I-75(exit 20) on Alico Road

Miami Mine:
One mile west of intersection of 107th Street NW and NW25th Street at Florida Turnpike

BEST AVAILABLE COPY

Owner/Authorized Representative or Responsible Official**1. Name and Title of Owner/Authorized Representative or Responsible Official :**

Name : R.D. Darley

Title : Director, Environmental Affairs

2. Owner or Authorized Representative or Responsible Official Mailing Address :

Organization/Firm : FLORIDA ROCK INDUSTRIES, INC

Street Address : P. O. Box 4667

City : Jacksonville

State : FL

Zip Code : 32201-____

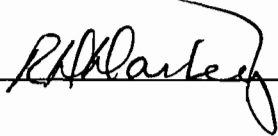
3. Owner/Authorized Representative or Responsible Official Telephone Numbers :

Telephone : 904-355-1781 Fax : 904-355-0469

4. Owner/Authorized Representative or Responsible Official Statement :

I, the undersigned, am the owner or authorized representative of the facility (non-Title V source) addressed in this Application for Air Permit or the responsible official, as defined in Chapter 62-213, F.A.C., of the Title V source addressed in this application, whichever is applicable. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made in this application are true, accurate and complete and that, to the best of my knowledge, any estimates of emissions reported in this application are based upon reasonable techniques for calculating emissions. Further, I agree to operate and maintain the air pollutant emissions units and air pollution control equipment described in this application so as to comply with all applicable standards for control of air pollutant emissions found in the statutes of the State of Florida and rules of the Department of Environmental Protection and revisions thereof. If the purpose of this application is to obtain an air operation permit or operation permit revision for one or more emissions units which have undergone construction or modification, I certify that, with the exception of any changes detailed as part of this application, each such emissions unit has been constructed or modified in substantial accordance with the information given in the corresponding application for air construction permit and with all provisions contained in such permit. I understand that a permit, if granted by the Department, cannot be transferred without authorization from the Department, and I will promptly notify the Department upon sale or legal transfer of any permitted emissions unit.*

Signature



Date

APR. 17, 1995

Professional Engineer Certification

1. Professional Engineer Name : Stephen Smallwood, P.E.

Registration Number : 26 630 FL

2. Professional Engineer Mailing Address :

Organization/Firm : DAMES & MOORE

Street Address : 122 South Calhoun Street

City : Tallahassee

State : FL

Zip Code : 32301-____

3. Professional Engineer Telephone Numbers :

Telephone : 9042229600

Fax : 9042229692

4. Professional Engineer Statement :

I, the undersigned, hereby certified, except as particularly noted herein, that :*

(1) To the best of my knowledge, there is reasonable assurance (a) that the air pollutant emissions unit(s) and the air pollutant control equipment described in this Application for Air Permit, when properly operated and maintained, will comply with all applicable standards for control of air pollutant emissions in the Florida Statutes and rules of the Department of Environmental Protection; or (b) for any application for a TitleV source air operation permit, that each emissions unit described in this Application for Air Permit, when properly operated and maintained, will comply with the applicable requirements identified in the application to which the unit is subject, except those emissions units for which a compliance schedule is submitted with this application;

(2) To the best of my knowledge, any emission estimates reported or relied on in this application are true, accurate, and complete and are either based upon reasonable techniques available for calculating emissions or, for emission estimates of hazardous air pollutants not regulated for an emissions unit addressed in this application, based solely upon the materials, information and calculations submitted with this application; and

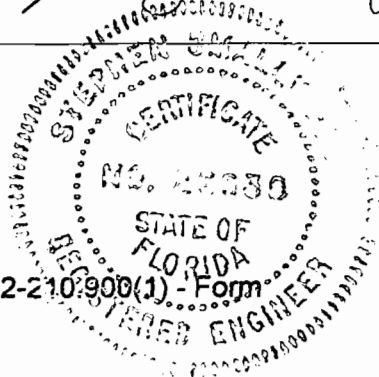
(3) For any application for an air construction permit for one or more proposed new or modified emissions units, the engineering features of each such emissions unit described in this application have been designed or examined by me or individuals under my direct supervision and found to be in conformity with sound engineering principles applicable to the control of emissions of the air pollutants characterized in this application.

Signature

Stephen Smallwood P.E.

Date

20 Apr 1995



FLORIDA ROCK INDUSTRIES INC

Mining, Ready Mix Concrete, and Construction Products



March 6, 1995

Mr. Clair Fancy, Chief
Bureau of Air Regulation
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Dear Mr. Fancy:

Please accept this letter as authorization for R. D. (Don) Darley to act as permittee on behalf of Florida Rock Industries, Inc., Aggregates Group, for all air permit applications.

Sincerely,

FLORIDA ROCK INDUSTRIES, INC.

A handwritten signature in black ink, appearing to read 'DLB', followed by a long, horizontal, wavy flourish.

D. L. Bloebaum, President
Aggregates Group

DLB:ls

cc: R. D. Darley

Scope of Application

Emissions Unit ID	Description of Emissions Unit
PC - 1	800 TPH PORTABLE ROCK CRUSHING PLANT

Purpose of Application and Category

Category I : All Air Operation Permit Applications Subject to Processing Under Chapter 62-213, F.A.C.

This Application for Air Permit is submitted to obtain :

[] Initial air operation permit under Chapter 62-213, F.A.C., for an existing facility which is classified as a Title V source.

[] Initial air operation permit under Chapter 62-213, F.A.C., for a facility which, upon start up of one or more newly constructed or modified emissions units addressed in this application, would become classified as a Title V source.

Current construction permit number :

[] Air operation permit renewal under Chapter 62-213, F.A.C., for a Title V source.

Operation permit to be renewed :

[] Air operation permit revision for a Title V source to address one or more newly constructed or modified emissions units addressed in this application.

Current construction permit number :

Operation permit to be revised :

[] Air operation permit revision or administrative correction for a Title V source to address one or more proposed new or modified emissions units and to be processed concurrently with the air construction permit application.

Operation permit to be revised/corrected :

[] Air operation permit revision for a Title V source for reasons other than construction or modification of an emissions unit.

Operation permit to be revised :

Reason for revision :

Category II : All Air Operation Permit Applications Subject to Processing Under Rule 62-210.300(2)(b), F.A.C.

This Application for Air Permit is submitted to obtain :

- [] Initial air operation permit under Rule 62-210.300(2)(b), F.A.C., for an existing facility seeking classification as a synthetic non-Title V source.

Current operation/construction permit number(s) :

- [] Renewal air operation permit under Rule 62-210.300(2)(b), F.A.C., for a synthetic non-Title V source.

Operation permit to be renewed :

- [] Air operation permit revision for a synthetic non-Title V source.

Operation permit to be revised :

Reason for revision :

Category III : All Air Construction Permit Applications for All Facilities and Emissions Units

This Application for Air Permit is submitted to obtain :

- [X] Air construction permit to construct or modify one or more emissions units within a facility (including any facility classified as a Title V source).

Current operation permit number(s), if any :

- [] Air construction permit to make federally enforceable an assumed restriction on the potential emissions of one or more existing, permitted emissions units.

Application Processing Fee

Attached - Amount : \$250.00

Construction/Modification Information

1. Description of Proposed Project or Alterations :

Florida Rock Industries plans to operate a new 800 TPH crushing plant at their Ft. Myers and Miami limestone mines. Both mines have existing stationary crusher and associated stone processing equipment. Both mines are subject to EPA NSPS rule Subpart OOO - Nonmetallic minerals processing plants. The existing stone processing equipment will be permitted this summer in accord with an industry-wide consent order that is expected to be signed within the next 30 days.

The new portable crusher is also subject to Subpart OOO because it will have a stone processing capacity greater than 150 TPH. The new crusher will be used at both mines to re crush oversized stone and to temporarily replace the primary crushers when they are out of service. This will allow more operational flexibility and improve productivity.

The company needs to begin use of the new portable crushing plant as soon as possible. The crushing plant is being built off site by the vendor. It will be delivered to the Miami site and placed into operation as soon as possible after delivery.

Since it will be used in two FL DEP Districts , the air construction permit application will be filed and processed in Tallahassee.

2. Projected or Actual Date of Commencement of Construction : 5/15/95

3. Projected Date of Completion of Construction : 5/15/95

Application Contact

1. Name and Title of Application Contact :

Name : Don Darley
Title : Director, Environmental Affairs

2. Application Contact Mailing Address :

Organization/Firm : FLORIDA ROCK INDUSTRIES
Street Address : P.O. Box 4667
City : Jacksonville
State : FL Zip Code : 32201-_____

3. Application Contact Telephone Numbers :

Telephone : 9043551781 Fax : 9043550469

Application Comment

In addition to filing this application with the FL DEP , this application will also be filed with the Dade County Department of Environmental Resources Management(DERM) with the County's filing fee (\$700). DERM accepts the FL DEP application in lieu of theirs when the affected facility also requires a state air permit.

II. FACILITY INFORMATION

A. GENERAL FACILITY INFORMATION

Facility Name, Location, and Type

1. Facility Owner or Operator :
FLORIDA ROCK INDUSTRIES, INC

2. Facility Name : Fort Myers Quarry

3. Facility Identification Number :

4. Facility Location Information :

FLORIDA ROCK INDUSTRIES, INC
800 TPH Portable Rock Crusher
Ft. Myers & Miami Limestone Mines
Lee & Dade Counties
FL DEP South & Southeast Districts

Ft. Myers Mine:
2 miles east of I-75(exit 20) on Alico Road

Miami Mine:
One mile west of intersection of 107th Street NW and NW25th Street at Florida Turnp

Facility Street Address : 11840 Alico Road
City : Ft. Myers
County : Lee

Zip Code : 33913

5. Facility UTM Coordinates :

Zone : 17 East (km) : 404.7 (Ft. Myers) 29
42.5 (Miami) 2
566.7 28 North (km) : 2

6. Facility Latitude/Longitude :

(Ft. Myers)
Latitude (DD/MM/SS) : 26° 25' 25" N Longitude (DD/MM/SS) : 81
25° 48' 20" (Miami) 80° 2'

7. Governmental
Facility Code :

0

8. Facility Status
Code :

C

9. Relocatable
Facility ?

Y

10.
Grc

0

e

Y

32

11. Facility Comment :

The new portable crushing plant will be used at two facilities: Ft. Myers & Miami. A facility ID Number has not been assigned - no previous air permits.

Facility Contact

1. Name and Title of Facility Contact :

Name : Larry Taylor

Title : Manager

2. Facility Contact Mailing Address :

Organization/Firm : FLORIDA ROCK INDUSTRIES

Street Address : 11840 Alico Road

City : Ft. Myers

State : FL

Zip Code : 33913-____

3. Facility Contact Telephone Numbers :

Telephone : 8132678181

Fax : 8132675558

Facility Contact

1. Name and Title of Facility Contact :

Name : Richard Rhodes
Title : Manager

2. Facility Contact Mailing Address :

Organization/Firm : FLORIDA ROCK INDUSTRIES, INC
Street Address : 12201 NW 25th Street
City : Miami
State : FL Zip Code : 33182-____

3. Facility Contact Telephone Numbers :

Telephone : 3055924100

Fax : 3055928576

Facility Regulatory Classifications

1. Small Business Stationary Source?	N
2. Title V Source?	Y
3. Synthetic Non-Title V Source?	N
4. Major Source of Pollutants Other than Hazardous Air Pollutants (HAPs)?	N
5. Synthetic Minor Source of Pollutants Other than HAPs?	N
6. Major Source of Hazardous Air Pollutants (HAPs)?	N
7. Synthetic Minor Source of HAPs?	N
8. One or More Emissions Units Subject to NSPS?	Y
9. One or More Emission Units Subject to NESHAP?	N
10. Title V Source by EPA Designation?	N
11. Facility Regulatory Classifications Comment : This Facility (the portable stone crushing plant) is a Title V source solely because it has one or more emission units that are subject to an NSPS standard .. specifically 40 CFR 60 Subpart OOO -	

B. FACILITY REGULATIONS

Rule Applicability Analysis

RULE APPLICABILITY INFORMATION

Unless specifically exempted, all new or modified stationary sources of air pollution in Florida are required to obtain a state air construction permit; and, all nonexempt stationary sources of air pollution are also required to obtain an operation permit. The specific conditions that are part of those permits depends on the type and size of the air pollutant source, the date it was placed in service, and the attainment status of the area in which it is located or near.

The State Implementation Plan (SIP) is the collection of state adopted rules, technical information, and state air program commitments to the EPA that describes how the state will achieve and maintain the NAAQSs, and implement those parts of the federal CAA delegated to the state by the EPA. The EPA has delegated all of its air permitting programs to the FL DEP in Florida.

Since the new portable stone crushing plant will process more than 150 tons/hour of such material, and it is not otherwise exempt, the new relocatable equipment is subject to U.S. EPA Rule 40 CFR Subpart OOO - Standards of Performance for Nonmetallic Minerals Processing Plants.

The addition of this new equipment, at each of the mines at which it will be used, will not result in a significant net increase in PM₁₀ emissions (>15 TPY). Neither existing facility is a major source for Prevention of Significant Deterioration (PSD) purposes (>250 TPY of process particulate emissions). Stone processing plants are not on the list of 28 facility types - that means fugitive emissions are not considered in the applicability threshold calculation. Taken together all of that means the proposed project is not subject of the PSD rule.

Since the new equipment is subject to an NSPS standard, it is a nonexempt sources of air pollution as defined by Florida law. Therefore the proposed changes requires an FL DEP and Dade County air construction permit, which needs to be issued prior to commencing on-site construction or operation of the new portable limestone crushing plant.

List of Applicable Regulations

See the List on the following page.

LIST OF APPLICABLE RULES

FL DEP Rules

CHAPTER 62-4, F.A.C.: PERMITS effective 11-23-94

- 62-4.030, F.A.C.: General Prohibitions
- 62-4.060, F.A.C.: Exemptions
- 62-4.060, F.A.C.: Consultation
- 62-4.070, F.A.C.: Standards for Issuing or Denying Permits; Issuance; Denial
- 62-4.080, F.A.C.: Modification of Permit Conditions
- 62-4.090, F.A.C.: Renewals
- 62-4.100, F.A.C.: Suspension and Revocation
- 62-4.120, F.A.C.: Transfer of Permit
- 62-4.130, F.A.C.: Plant Operations - Problems
- 62-4.160, F.A.C.: Permit Conditions

CHAPTER 62-103, F.A.C.: RULES OF ADMINISTRATIVE PROCEDURE, effective 11-28-93

- 62-103.150, F.A.C.: Public Notice of Application and Proposed Agency Action.

CHAPTER 62-210, F.A.C.: STATIONARY SOURCES - GENERAL, effective 11-23-94

- 62-210.300, F.A.C.: Permits Required
- 62-210.300(1), F.A.C.: Air Construction Permits
- 62-210.300(3), F.A.C.: Exemptions
- 62-210.300(4), F.A.C.: Temporary Exemptions
- 62-210.300(5), F.A.C.: Notification of Startup
- 62-210.360, F.A.C.: Administrative Permit Corrections
- 62-210.370(3), F.A.C.: Annual Operating Report for Air Pollutant Emitting Facility
- 62-210.400, F.A.C.: Emission Estimates
- 62-210.650, F.A.C.: Circumvention
- 62-210.700, F.A.C.: Excess Emissions
- 62-210.900, F.A.C.: Forms & Instructions
- 62-210.900(1), F.A.C.: Application for Air Permit - Long Form, Form & Instructions
- 62-210.900(5), F.A.C.: Annual Operating Report for Air Pollutant Emitting Facility, Form & Instructions

CHAPTER 62-212, F.A.C.: STATIONARY SOURCES - PRECONSTRUCTION REVIEW, effective 11-23-94

CHAPTER 62-213, F.A.C.: OPERATION PERMITS FOR MAJOR SOURCES OF AIR POLLUTION, effective 11-23-94

CHAPTER 62-296, F.A.C.: STATIONARY SOURCES -
EMISSION STANDARDS effective 11-23-94

62-296.310(3), F.A.C.: Unconfined Emissions of Particulate
Matter

62-296.320(2), F.A.C.: Objectionable Odor Prohibited

CHAPTER 62-297, F.A.C.: STATIONARY SOURCES -
EMISSIONS MONITORING, effective 11-23-94

62-297.310, F.A.C.: General Test Requirements

62-297.330, F.A.C.: Applicable Test Procedures

62-297.340, F.A.C.: Frequency of Compliance Test

62-297.350, F.A.C.: Determination of Process Variables

62-297.570, F.A.C.: Test Report

62-297.620, F.A.C.: Exceptions and Approval of Alternate
Procedures and Requirements

U.S. EPA Rules:

40 CFR 60 Subpart A: General Provisions

40 CFR 60 Subpart OOO: Standards of Performance for
Nonmetallic Minerals Processing Plants

C. FACILITY POLLUTANT INFORMATION

Facility Pollutant Information :

Pollutant 1

1. Pollutant Emitted : PM10		
2. Estimated Emissions : 3.45 (tons/year)		
3. Requested Emissions Cap : 4.00 (lbs/hour) 4.00 (tons/year)		
4. Basis for Emissions Cap Code : OTHER		
5. Facility Pollutant Comment : The facility being permitted, the portable crushing plant, consist of one emissions unit - the crusher and its associated equipment. No weight emission limit established by rule applies to this facility -- just visible emission limits. To establish rule applicability and the processing fee amount a weight emission limit is needed. See Emissions Unit Pollutant information & Allowable Emissions.		

D. FACILITY SUPPLEMENTAL INFORMATION - Ft. Myers

Supplemental Requirements for All Applications

1. Area Map Showing Facility Location :	FRFM - 1
2. Facility Plot Plan :	FRFM - 2
3. Process Flow Diagram(s) :	FRPC - 1
4. Precautions to Prevent Emissions of Unconfined Particulate Matter :	In Application
5. Fugitive Emissions Identification :	In Application
6. Supplemental Information for Construction Permit Application :	NA

Additional Supplemental Requirements for Category I Applications Only

7. List of Insignificant Activities :	NA
8. List of Equipment/Activities Regulated under Title VI :	NA
9. Alternative Methods of Operation :	NA
10. Alternative Modes of Operation (Emissions Trading) :	NA
11. Enhanced Monitoring Plan :	NA
12. Risk Management Plan Verification :	NA
13. Compliance Report and Plan :	NA
14. Compliance Statement (Hard-copy Required) :	NA

D. FACILITY SUPPLEMENTAL INFORMATION - *Miami*

Supplemental Requirements for All Applications

1. Area Map Showing Facility Location :	FR_MIA - 1
2. Facility Plot Plan :	NA FR MIA-2
3. Process Flow Diagram(s) :	NA FR MIA-3
4. Precautions to Prevent Emissions of Unconfined Particulate Matter :	NA In Application
5. Fugitive Emissions Identification :	NA In Application
6. Supplemental Information for Construction Permit Application :	NA

Additional Supplemental Requirements for Category I Applications Only

7. List of Insignificant Activities :	NA
8. List of Equipment/Activities Regulated under Title VI :	NA
9. Alternative Methods of Operation :	NA
10. Alternative Modes of Operation (Emissions Trading) :	NA
11. Enhanced Monitoring Plan :	NA
12. Risk Management Plan Verification :	NA
13. Compliance Report and Plan :	NA
14. Compliance Statement (Hard-copy Required) :	NA

III. EMISSIONS UNIT INFORMATION

A. GENERAL EMISSIONS UNIT INFORMATION

Emissions Unit Information Section 1

Type of Emissions Unit Addressed in This Section

- ☐ This Emissions Unit Information Section addresses, as a single emissions unit, a single process or production unit, or activity, which produces one or more air pollutants and which has at least one definable emission point (stack or vent).
- ☐ This Emissions Unit Information Section addresses, as a single emissions unit, an individually-regulated emission point (stack or vent) serving a single process or production unit, or activity, which also has other individually-regulated emission points.
- ☐ This Emissions Unit Information Section addresses, as a single emissions unit, a collectively-regulated group of process or production units and activities which has at least one definable emission point (stack or vent) but may also produce fugitive emissions only.
- ☒ This Emissions Unit Information Section addresses, as a single emissions unit, one or more process or production units and activities which produce fugitive emissions only.

Emissions Unit Information Section 1

Emissions Unit Description and Status

1. Description of Emissions Unit Addressed in This Section : 800 TPH PORTABLE ROCK CRUSHING PLANT		
2. ARMS Identification Number : PC - 1		
3. Emissions Unit Status Code : C	4. Acid Rain Unit? N	5. Emissions Unit Major Group SIC Code : 32
6. Initial Startup Date : 5/15/95		
7. Long-term Reserve Shutdown Date :		
8. Package Unit : Manufacturer : Hazemag Model Number : APPM 1615/q		
9. Generator Nameplate Rating : MW		
10. Incinerator Information : Dwell Temperature : °F Dwell Time : seconds Incinerator Afterburner Temperature : °F		
11. Emissions Unit Comment : The portable crushing plant consist of a wobbler (roller grizzly feeder), the impact crusher, a 700 HP electric motor, and a 54" x 48'-2" incline conveyor driven by a 40 HP motor mounted on a flat bed truck trailer, plus a 48" x 100' radial stacker conveyor. It will be used at various locations at both mines. When in operation it may be used to create a radial storage pile from which the stone is loaded into a truck or railcar by an existing front end loader, or to load into a feed hopper. It may be used to recrush oversize stone or to temporarily replace a primary crusher while it is out of service. The emissions unit consists of two segments (types of process operations - crushing and transfer).		

Emissions Unit Information Section 1

Emissions Unit Control Equipment 1

1. Description :

The raw rock (soft limestone) is dredged from beneath a lake and processed wet.

2. Control Device or Method Code : 61

Emissions Unit Information Section1**Emissions Unit Operating Capacity**

1. Maximum Heat Input Rate :	mmBtu/hr	
2. Maximum Incinerator Rate :	lb/hr	tons/day
3. Maximum Process or Throughput Rate :	1600	
Units :	1000Tons/Yr	
4. Maximum Production Rate :		
Units :		
5. Operating Capacity Comment :		
A portable crusher almost never operates continuously or at its maximum throughput capacity throughout the day.		

Emissions Unit Information Section

1

Emissions Unit Operating Schedule

Requested Maximum Operating Schedule :

24 hours/day

7 days/week

52 weeks/year

2000 hours/year

B. EMISSIONS UNIT REGULATIONS

Emissions Unit Information Section 1

Rule Applicability Analysis

See the Facility Rule Applicability Analysis.

List of Applicable Regulations

40 CFP 60 Subpart OOO - Nonmetallic Minerals Processing PLants.

See the List of applicable rule in the Facility part of this application for other applicable rules.

C. EMISSION POINT (STACK/VENT) INFORMATION

Emissions Unit Information Section 1

Emission Point Description and Type :

1. Identification of Point on Plot Plan or Flow Diagram :	See Comments		
2. Emission Point Type Code :	4		
3. Descriptions of Emission Points Comprising this Emissions Unit :	<p>The emission points are the loading of rock to the wobbler feeder; crushing the rock; and the transfer of the rock that passes thru the grizzly grate, thru the impactor, to the incline conveyor, to the radial conveyor to a pile, truck, railcar or bin.</p>		
4. ID Numbers or Descriptions of Emission Units with this Emission Point in Common :	None		
5. Discharge Type Code :	F		
6. Stack Height :			feet
7. Exit Diameter :			feet
8. Exit Temperature :			°F
9. Actual Volumetric Flow Rate :			acfm
10. Percent Water Vapor :			%
11. Maximum Dry Standard Flow Rate :			dscfm
12. Nonstack Emission Point Height :		20	feet
13. Emission Point UTM Coordinates :	<div style="display: flex; justify-content: space-between;"> <div> Zone : 17 </div> <div> East (km) : 42.3 464.7 km (Miami) ^{✓ (Ft. Myers)} </div> <div> North (km) : 292.5 2921.2 km (Miami) ^{✓ (Ft. Myers)} </div> </div>		
14. Emission Point Comment :	560.7 km 2853.9 km		

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Segment Description and Rate : Segment 1

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Primary crusher(impactor)	
2. Source Classification Code (SCC) : 3-05-020-01	
3. SCC Units : Tons Processed	
4. Maximum Hourly Rate : 600.00	5. Maximum Annual Rate : 1200000
6. Estimated Annual Activity Factor : 0	
7. Maximum Percent Sulfur :	8. Maximum Percent Ash :
9. Million Btu per SCC Unit :	
10. Segment Comment : The tonnage through the impactor is based on at least 1/4th of the material fed to the wobbler passing through the grizzly directly to the incline conveyor, and not more than 3/4ths passing through the impactor.	

D. SEGMENT (PROCESS/FUEL) INFORMATION

Emissions Unit Information Section 1

Segment Description and Rate : Segment 2

1. Segment Description (Process/Fuel Type and Associated Operating Method/Mode) : Six transfer points	
2. Source Classification Code (SCC) : 3-05-020-06	
3. SCC Units : Tons Processed	
4. Maximum Hourly Rate : 800.00	5. Maximum Annual Rate : 1600000
6. Estimated Annual Activity Factor :	
7. Maximum Percent Sulfur :	8. Maximum Percent Ash :
9. Million Btu per SCC Unit :	
10. Segment Comment : All material passes through each transfer point, except for the split stream at the grizzly at which point part flows through the grizzly grate and part flows through the impactor. The transfer of material from the impactor to the incline conveyor plus that directly from the grizzly grate to the incline conveyor is equivalent to one 800 TPH transfer operation.	

5-01-001-01

1. Pollutant Emitted :		PM10	
2. Total Percent Efficiency of Control :		95.00 %	
3. Primary Control Device Code :		061	
4. Secondary Control Device Code :			
5. Potential Emissions :		3.45 lb/hour	3.45 tons/year
6. Synthetically Limited?		Y	
7. Range of Estimated Fugitive/Other Emissions:		1 1.00	to 5.00 tons/year
8. Emissions Factor :		0.00	
Units :		lbs PM10/Ton st	
Reference :		US EPA Pub AP-42	
9. Emissions Method Code :		3	
10. Calculations of Emissions :			
Transfer points:		Washing screen:	
AP-42 Section 11.2.3		AP-42 Sec 8.19.1-1	
lbs/ton precessed		lbs/ton precessed	
EF Rating B		EF Rating C	
Ave Wind Speed: 10 mph		Effective dust control efficiency: 99%	
Emission Factors:		@ 5% bulk moisture: 0.000770	
(Per Transfer Pnt)		@ 10% bulk moisture: 0.000290	

Primary Crusher :
(AP-42, Sec. 8.19.2(9/88))
EF Rating: B
lbs/Ton processed: 0.017 dry
Effective control efficiency(wet processing: 70-80%)
EF Used: 0.0034

The new AP-42 Section 11.19.2 does not provide primary crusher emission factors for dry or wet processing. The notes in the EF Table suggests that the tertiary crushing factors could be used as an upper limit for secondary crushing, but is silent on estimating a primary crusher factor. The dry and wet tertiary factors (0.00240 & 0.00059) imply a typical control efficiency of 75%. The Sec 8.19.2 primary crusher dry factor is 0.017 lb/Ton. With 75% collection/ suppression the wet factor would be 0.00425. The Sec 8.19.2 factors for primary crushers are approximately 7 time greater than the Sec 11.19.2 tertiary crushing factors.

Crusher:

$$\begin{aligned} & (600\text{TPH} \times 2000 \text{ Hrs/year} \times 0.0034 \text{ lbs/Ton}) / (2000 \text{ lbs/Ton}) \\ & = 2.05 \text{ Tons PM}_{10} / \text{Year} * \end{aligned}$$

Transfer Points:

$$\begin{aligned} & (800 \text{ TPH} \times 2000 \text{ Hrs/ year} \times 6 \text{ TPs} \times 0.000290 \text{ lbs/Ton}) / (2000 \text{ lbs/Ton}) \\ & = 1.40 \text{ Tons PM}_{10} / \text{Year} * \end{aligned}$$

11. Pollutant Potential/Estimated Emissions Comment :

Typical moisture content as processes: 8-11% used 10% for potential emissions calculation. Actual annual emissions probable will be about 1/3rd of the potential.

Emissions Unit Information Section 1

Pollutant Information Section 1

Allowable Emissions 1

1. Basis for Allowable Emissions Code : OTHER	
2. Future Effective Date of Allowable Emissions :	
3. Requested Allowable Emissions and Units :	4.00 Tons per year
4. Equivalent Allowable Emissions :	4.00 lb/hour 4.00 tons/year
5. Method of Compliance : Calculations based on record of hours of operation and the emission factors used in this application.	
6. Pollutant Allowable Emissions Comment (Desc. of Related Operating Method/Mode) : It will not be necessary to operate the portable crusher more than 2000 hours per year. There are no mass emission standards that apply to this facility. Since there are no stack emissions, Subpart 000 only requires compliance with the visible emissions standard in that rule. The allowable Visible Emissions (VE) limits and method of compliance shall be as specified in the currently effective version of Subpart 000. Emission Unit PM10 suppression efficiency: A= Pot Emissions(1.0% water) =((2.05 x 5) + (0.013/0.000290) x 3.35)) A= 10.25 + 62.75 = 73.00 tons/yr B= Pot Emissions(10 % water) = 3.45 tons/yr CE = [A-B]/A = [73 -3.45]/73 = 0.95 [95%] *	

F. VISIBLE EMISSIONS INFORMATION

Emissions Unit Information Section 1

Visible Emissions Limitation : Visible Emissions Limitation 1

1. Visible Emissions Subtype :	VEF
2. Basis for Allowable Opacity :	RULE
3. Requested Allowable Opacity :	
	Normal Conditions : %
	Exceptional Conditions : %
	Maximum Period of Excess Opacity Allowed : min/hour
4. Method of Compliance :	
	Wet processing of the rock. Compliance verification shall be as specified in Subpart 000.
5. Visible Emissions Comment :	
	The VE limits shall be as specified in Subpart 000

G. CONTINUOUS MONITOR INFORMATION

Emissions Unit Information Section 1

Continuous Monitoring System : Continuous Monitor 1

1. Parameter Code :
2. CMS Requirement :
3. Monitor Information : Manufacturer : Model Number : Serial Number :
4. Installation Date :
5. Performance Specification Test Date :
6. Continuous Monitor Comment : Not Required

H. PREVENTION OF SIGNIFICANT DETERIORATION (PSD) INCREMENT TRACKING INFORMATION

Emissions Unit Information Section 1

PSD Increment Consumption Determination

1. Increment Consuming for Particulate Matter or Sulfur Dioxide?

- ☐ The emissions unit is undergoing PSD review as part of this application, or has undergone PSD review previously, for particulate matter or sulfur dioxide. If so, emissions unit consumes increment.
- ☐ The facility addressed in this application is classified as an EPA major source pursuant to paragraph (c) of the definition of "major source of air pollution" in Chapter 62-213, F.A.C., and the emissions unit addressed in this section commenced (or will commence) construction after January 6, 1975. If so, baseline emissions are zero, and emissions unit consumes increment.
- ☐ The facility addressed in this application is classified as an EPA major source, and the emissions unit began initial operation after January 6, 1975, but before December 27, 1977. If so, baseline emissions are zero, and emissions unit consumes increment.
- ☒ For any facility, the emissions unit began (or will begin) initial operation after December 27, 1977. If so, baseline emissions are zero, and emissions unit consumes increment.
- ☐ None of the above apply. If so, the baseline emissions of the emissions unit are nonzero. In such case, additional analysis, beyond the scope of this application, is needed to determine whether changes in emissions have occurred (or will occur) after the baseline date that may consume or expand increment.

2. Increment Consuming for Nitrogen Dioxide?

- [] The emissions unit addressed in this section is undergoing PSD review as part of this application, or has undergone PSD review previously, for nitrogen dioxide. If so, emissions unit consumes increment.
- [] The facility addressed in this application is classified as an EPA major source pursuant to paragraph (c) of the definition of "major source of air pollution" in Chapter 62-213, F.A.C., and the emissions unit addressed in this section commenced (or will commence) construction after February 8, 1988. If so, baseline emissions are zero, and emissions unit consumes increment.
- [] The facility addressed in this application is classified as an EPA major source, and the emissions unit began initial operation after February 8, 1988, but before March 28, 1988. If so, baseline emissions are zero, and emissions unit consumes increment.
- [] For any facility, the emissions unit began (or will begin) initial operation after March 28, 1988. If so, baseline emissions are zero, and emissions unit consumes increment.
- [] None of the above apply. If so, baseline emissions of the emissions unit are nonzero. In such case, additional analysis, beyond the scope of this application, is needed to determine whether changes in emissions have occurred (or will occur) after the baseline date that may consume or expand increment.

3. Increment Consuming/Expanding Code :

PM : C
SO2 :
NO2 :

4. Baseline Emissions :

PM :	4.00 lb/hour	4.00 tons/year
SO2 :	0.00 lb/hour	0.00 tons/year
NO2 :		0.00 tons/year

5. PSD Comment :

There are no NOx or SO2 emissions from the portable crusher.

I. EMISSIONS UNIT SUPPLEMENTAL INFORMATION

Emissions Unit Information Section 1

Supplemental Requirements for All Applications

1. Process Flow Diagram :	FRFM - 1
2. Fuel Analysis or Specification :	NA
3. Detailed Description of Control Equipment :	NA
4. Description of Stack Sampling Facilities :	NA
5. Compliance Test Report :	NA
6. Procedures for Startup and Shutdown :	NA
7. Operation and Maintenance Plan :	NA
8. Supplemental Information for Construction Permit Application :	NA
9. Other Information Required by Rule or Statue :	NA

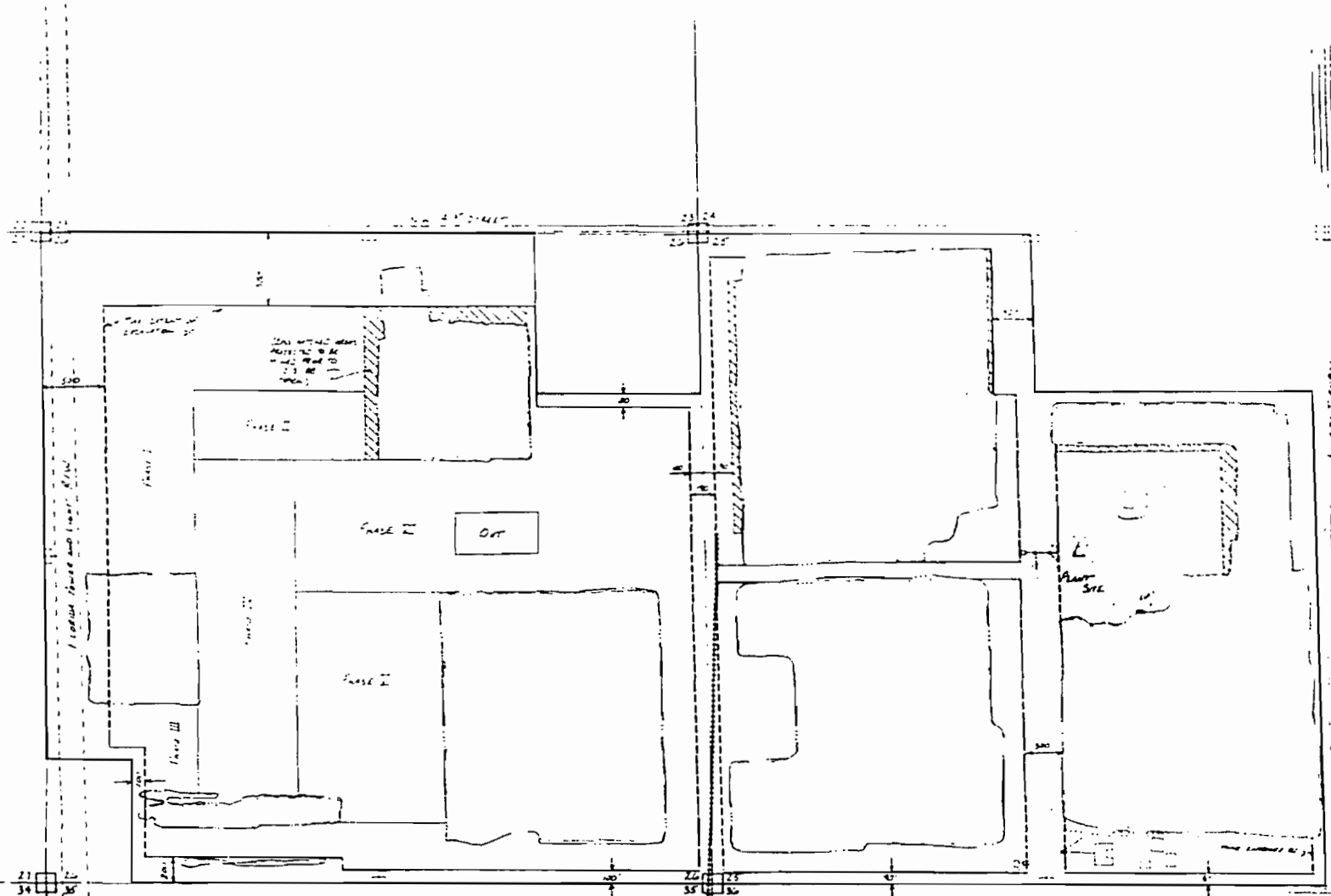
Additional Supplemental Requirements for Category I Applications Only

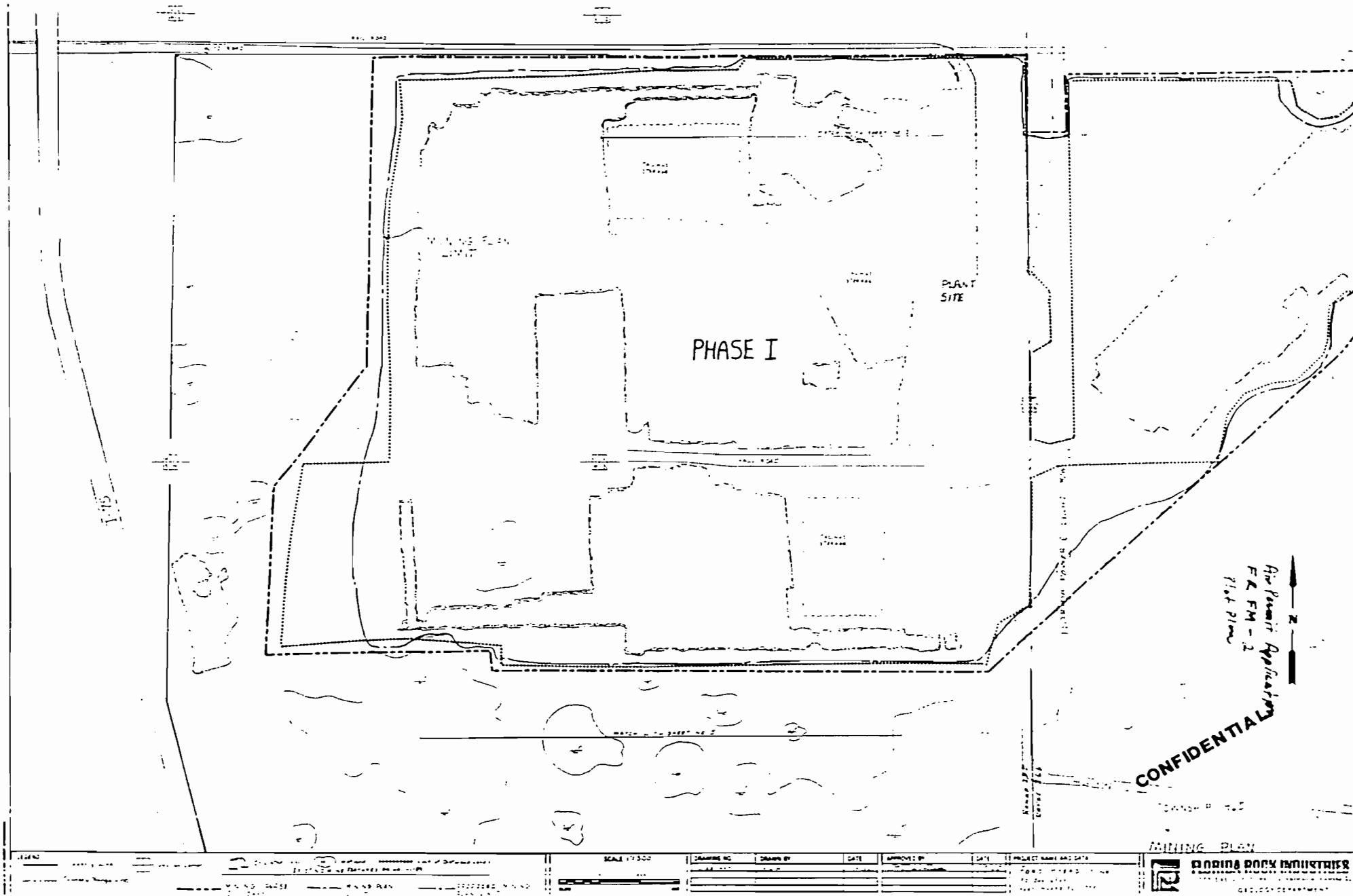
10. Alternative Methods of Operations :	NA
11. Alternative Modes of Operation (Emissions Trading) :	NA
12. Enhanced Monitoring Plan :	NA
13. Identification of Additional Applicable Requirements :	

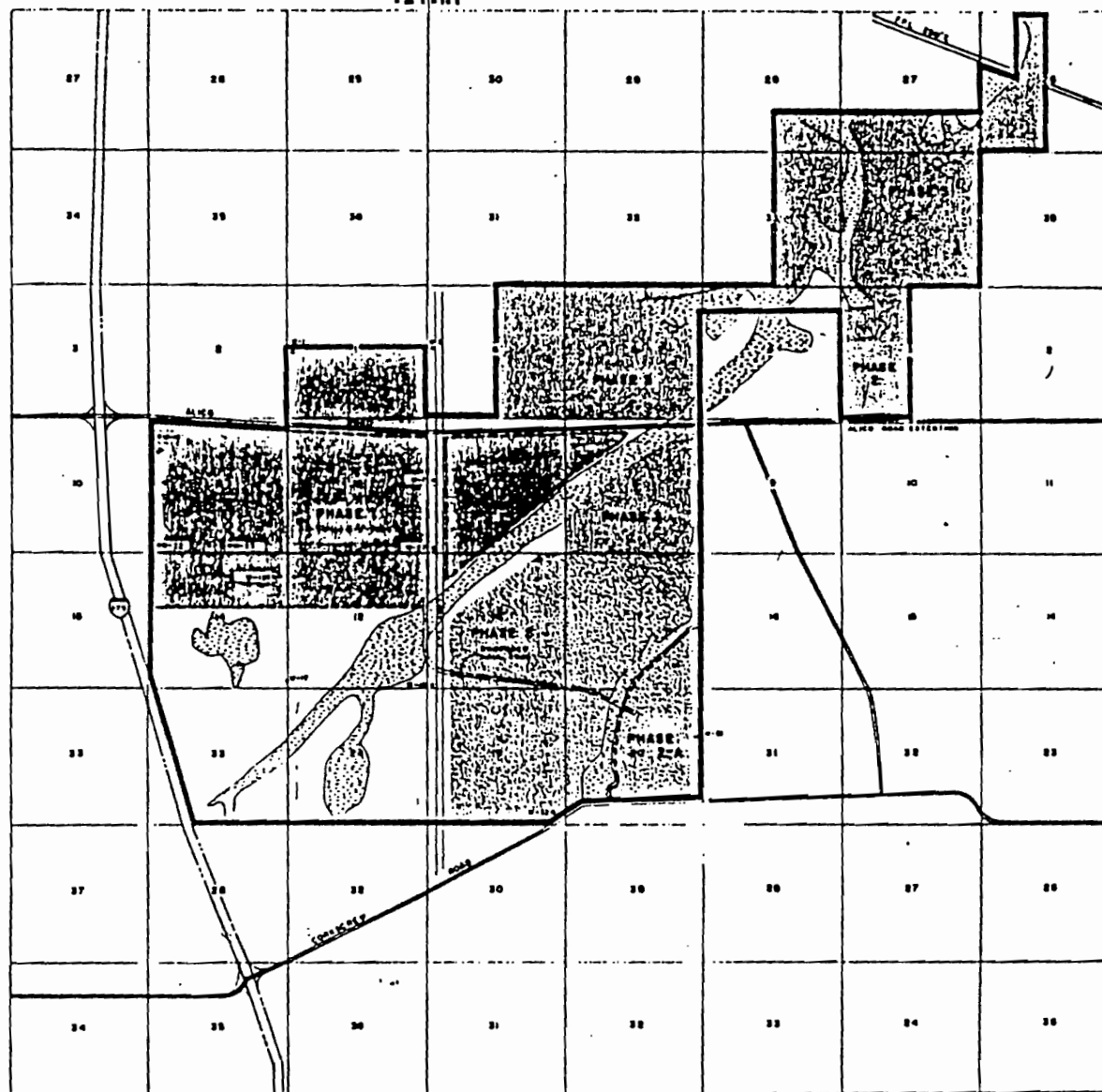
NA

14. Acid Rain Application (Hard-copy Required) :

NA	Acid Rain Part - Phase II (Form No. 62-210.900(1)(a))
NA	Repowering Extension Plan (Form No. 62-210.900(1)(a)1.)
NA	New Unit Exemption (Form No. 62-210.900(1)(a)2.)
NA	Retired Unit Exemption (Form No. 62-210.900(1)(a)3.)







Air Permit Application
FR EM - 1
Ft. Myers Mire
Area Map

LEGEND

NO. OF SETBACKS
FEET FROM THE SHORE

LEKNO

MAJOR WETLANDS
TILE TREATMENT BASINS
FOR DETENTION

PROPERTY BOUNDARY

7 **6-20-2020**

RECIPE

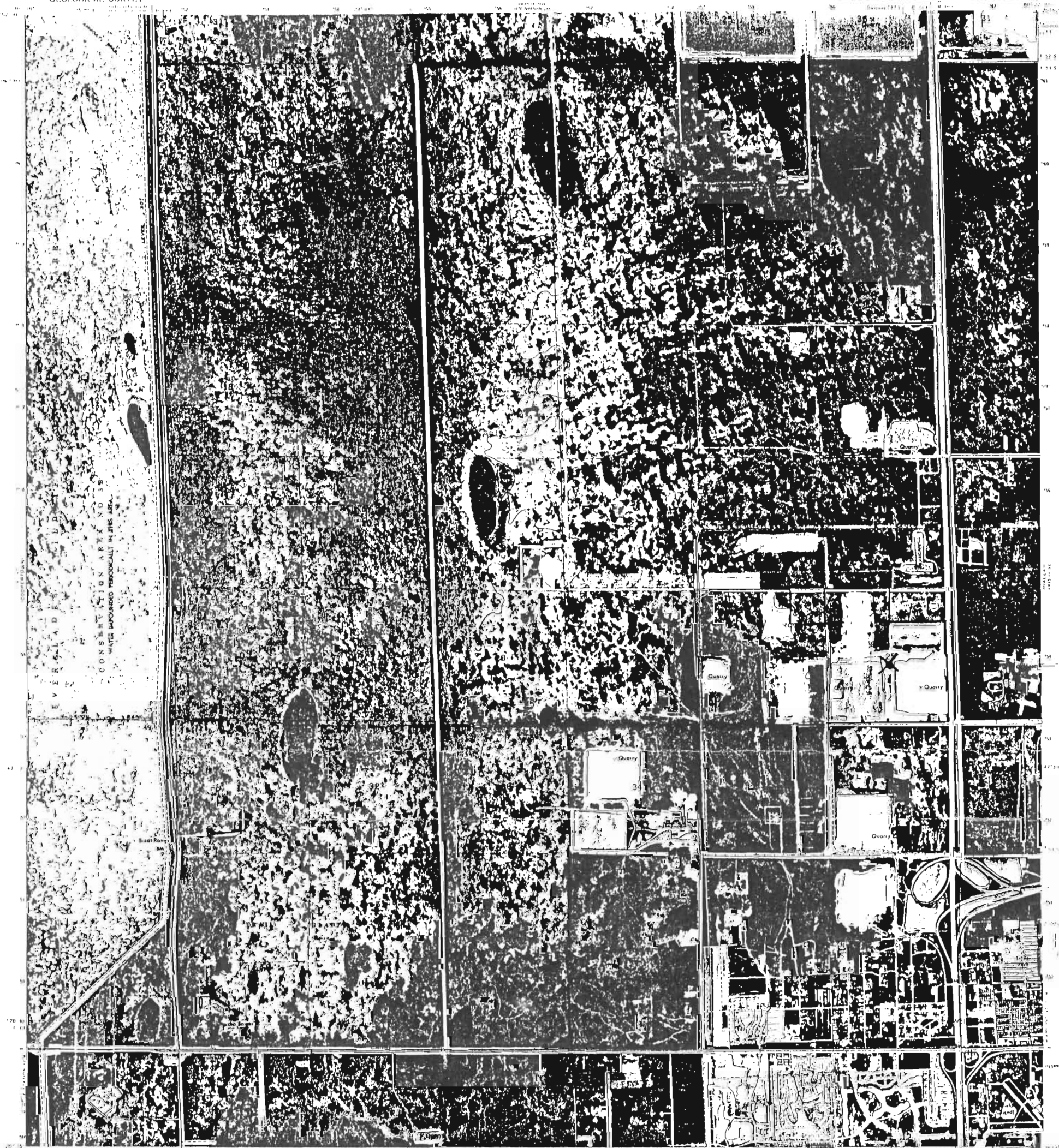
06323 DCI

11-12-77



PHASING PLAN

124
3
103-2



GENERAL OFFICE: 155 East 21st Street / P.O. Box 4667 / Jacksonville, Florida 32201 / (904) 355-1781

FLORIDA ROCK INDUSTRIES INC

Mining, Ready Mix Concrete, and Construction Products



July 18, 1995

Mr. A. A. Linero, P.E.
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, FL 32399-2400

RECEIVED

JUL 24 1995

Bureau of
Air Regulation

Dear Mr. Linero:

Re: Air Permit - No. AC 269526

As per state rules regarding notice of intent to issue a permit, the prepared FDEP notice was published July 12, 1995. Enclosed for your records is the "proof of publication" provided to us by the Miami Daily Business Review.

Sincerely,

FLORIDA ROCK INDUSTRIES, INC.

A handwritten signature in black ink, appearing to read 'R.D. Darley', with a stylized flourish at the end.

R. D. Darley, Director
Environmental Affairs

RDD:ls
Enclosure

cc: Steve Smallwood
Richard Rhodes

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL
PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT
AC 31-269526**

The Department of Environmental Protection gives notice of its intent to issue a construction permit (AC 31-269526) to Florida Rock Industries, Inc., P. O. Box 4667, Jacksonville, Florida for a portable limestone crushing plant. The plant will crush up to 800 TPH. Particulate matter emissions are estimated not to exceed 4 TPY. The plant will operate at 11840 Alico Road in Ft. Myers, Florida and 12201 Northwest 25th Street, in Miami, Florida. A determination of Best Available Control Technology (BACT) was not required. The Department is issuing this Intent to Issue for the reasons stated in the Technical Evaluation and Preliminary Determination.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 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 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information; (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts disputed by Petitioner, if any; (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and, (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, 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 decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, Florida Administrative Code.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Department of Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Park Courtyard, MS 5505
Tallahassee, Florida 32301
Department of Environmental Protection
South District
2295 Victoria Avenue
Suite 364
Fort Myers, Florida 33901
Dade County DERM
33 Southwest 2nd Avenue
Suite 9-223
Miami, Florida 33130

Any person may send written comments on the proposed action to Administrator, New Source Review at the Department's Tallahassee address. All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.

7/12

95-4-071209M

MIAMI DAILY BUSINESS REVIEW

Published Daily except Saturday, Sunday and
Legal Holidays
Miami, Dade County, Florida.

**STATE OF FLORIDA
COUNTY OF DADE:**

Before the undersigned authority personally appeared Octelma V. Ferbeyre, who on oath says that she is the Supervisor, Legal Notices of the Miami Daily Business Review t/k/a Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

**NOTICE OF INTENT TO ISSUE PERMIT
AC 31 269526
TO FLORIDA ROCK INDUSTRIES, INC.**

In the Court,
XXXXXXX
was published in said newspaper in the issues of
Jul 12, 1995

Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Dade County, Florida, and that the said newspaper has heretofore been continuously published in said Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

[Signature]

Sworn to and subscribed before me this

12 July 1995
day of July, A.D. 1995

[Signature]

(SEAL)

Octelma V. Ferbeyre personally known to me.

OFFICIAL NOTARY SEAL
CHERYL H. MARMER
COMMISSION NO. CC191642
MY COMMISSION EXP. APR. 12, 1996

GENERAL OFFICE: 155 East 21st Street / P.O. Box 4667 / Jacksonville, Florida 32201 / (904) 355-1781

FLORIDA ROCK INDUSTRIES INC

Mining, Ready Mix Concrete, and Construction Products

August 8, 1995

RECEIVED

AUG 10 1995

Bureau of
Air Regulation

Ms. Teresa Heron
Florida Department Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Dear Ms. Heron:

Re: Air Permit - No. AC 269526

As per state rules regarding notice of intent to issue a permit, the prepared FDEP notice was published August 4, 1995. Enclosed is the Affidavit of Publication provided by the Fort Myers News-Press.

Sincerely,

FLORIDA ROCK INDUSTRIES, INC.



R. D. Darley, Director
Environmental Affairs

RDD:ls

Enclosure

cc: Richard Rhodes

NEWS-PRESS
Published every morning — Daily and Sunday
Fort Myers, Florida
Affidavit of Publication

STATE OF FLORIDA
COUNTY OF LEE

Before the undersigned authority, personally appeared _____

Brenda Leighton

who on oath says that he/she is the _____

Legal Coordinator of the News-Press, a

daily newspaper, published at Fort Myers, in Lee County, Florida; that the

attached copy of advertisement, being a _____

notice of intent to issue permit

in the matter of DEP Permit to Florida Rock

Industries

in the _____ Court

was published in said newspaper in the issues of _____

August 4, 1995

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Brenda Leighton

Sworn to and subscribed before me this

4th

day of _____

August

95

by

Brenda Leighton

who is personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public _____

Print Name _____

My Commission Expires: _____

CLASS-16



**STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION
NOTICE OF INTENT
TO ISSUE PERMIT
AC-269526**

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The Petition shall contain the following information: (a) The name, address, and

telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material fact disputed by Petitioner, if any; (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

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ment with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, Florida Administrative Code.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at: Department of Environmental Protection, Bureau of Air Regulation, 111 S. Magnolia Park Courtyard, MS 5505, Tallahassee, Florida 32301.

Department of Environmental Protection, South District, 2295 Victoria Avenue, Suite 364, Fort Myers, Florida 33901.

Dade County DERM, 33 Southwest 2nd Avenue, Suite 9-223, Miami, Florida 33130.

Any person may send written comments on the proposed action to Administrator, New Source Review at the Department's Tallahassee address. All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.

Aug 4 No. 18638

**AFFIDAVIT OF
PUBLICATION**

NEWS-PRESS
"Serving Southwest Florida Since 1884"