



FOWLER WHITE

ATTORNEYS AT LAW
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May 24, 2001

Mr. A. A. Linero, P.A.
Administrator

New Source Review Section
Florida Department of Environmental Protection
Twin Towers Office Building, MS 5505
2600 Blair Stone Road
Tallahassee, FL 32399-2400

*Receipt
May 23, 2001*

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MAY 23 2001

BUREAU OF AIR REGULATION

RE: DEP File No. 0250014-002-AC, CSR Rinker Materials Corporation
Miami Cement Plant, Modernization Project Permit Extension

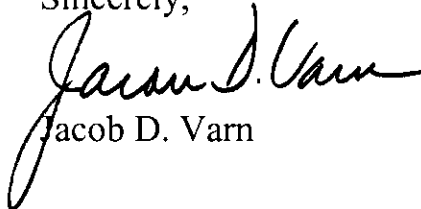
Dear Mr. Linero:

We represent CSR Rinker Materials Corporation ("CSR"). We have previously filed requests for extensions of time. Our last request expires on May 30, 2001. We have still been unable to resolve our concerns with the proposed terms and conditions in the draft permit amendment and request another 30 days to complete our review.

In light of the significance of this amendment, we respectfully request that the Department extend the time for taking action on this permit amendment until June 30, 2001.

Should you have any questions or care to discuss this matter, please call.

Sincerely,


Jacob D. Varn

cc: John Reynolds
Mike Vardaman
Scott Benyon
Steve Cullen
John Koogler

FOWLER, WHITE, GILLEN, BOGGS, VILLAREAL AND BANKER, P.A.

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KOOGLER & ASSOCIATES
ENVIRONMENTAL SERVICES
4014 NW THIRTEENTH STREET
GAINESVILLE, FLORIDA 32609
352/377-5822 • FAX/377-7158

KA 263-01-01
May 21, 2001

Via Hand Delivery

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MAY 22 2001

BUREAU OF AIR REGULATION

Mr. Al Linero
Florida Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Subject: CSR Rinker Materials Corporation
FDEP File No. 0250014-002-AC
Permit Amendment to Delete Beryllium Emission Limits
0250014-001-AC

Dear Al:

In accordance with our recent telephone conversation, correspondence between representatives of Rinker and the Miami-Dade County Department of Environmental Resource Management (DERM) (see attached) and correspondence from DERM to representatives of Rinker (see attached), I am requesting that the beryllium emission limit in the above captioned Air Construction Permit be deleted. The reason for this request is set forth in detail in the attached letter dated April 12, 2001, from Segundo Fernandez (representing Rinker) to Mr. Frank Echanique of DERM. In a response to Mr. Fernandez' letter dated April 19, 2001, Mr. Echanique suggests that the request for permit amendment be submitted to your office.

If there are any questions regarding this request, please contact me at 352-377-5822.

Very truly yours,

KOOGLER & ASSOCIATES

John B. Koogler, Ph.D., P.E.

JBK/jm

cc: Frank Echanique, DERM
Mike Vardeman, CSR Rinker
Segundo Fernandez, OHFC

MIAMI-DADE COUNTY, FLORIDA



May 14, 2001

Ms Sharon DeHays
Vice President of Cement Operations
CSR Rinker Materials Corporation
1200 NW 137 Avenue
Miami, Florida 33182

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BUREAU OF AIR REGULATION

ENVIRONMENTAL RESOURCES MANAGEMENT
AIR QUALITY MANAGEMENT DIVISION
33 S.W. 2nd AVENUE
SUITE 900
MIAMI, FLORIDA 33130-1540
TELEPHONE: (305) 372-6925
FAX: (305) 372-6954

Subject: Compliance test results for CSR Rinker located at near or in the vicinity of 1200 NW 137 Avenue, Miami

Dear Ms. DeHays:

The Department has reviewed the results of the VOC and beryllium tests conducted at the above referenced facility and have the following concerns:

- The test results indicate a VOC concentration of 0.099 pounds per ton of clinker, nearly the permitted limit of 0.1 pounds per ton of clinker. In order to provide reasonable assurance of continuous compliance with the VOC limits set forth in the aforementioned permit, the Department is requesting that you submit to this office, a plan of action to address these concerns within 30 days of receipt of this letter. The plan of action shall include the method to be utilized to demonstrate continuous compliance, such as continuous emissions monitoring, and a timeline for implementation of the plan of action.
- The beryllium concentration during the test averaged 0.000135 pound per hour. Be advised that this concentration is in excess of the permitted limit of 0.000090 pounds per hour as set forth in permit # 02500014-002-AC, and is therefore a violation of a permit condition and must be corrected. Since beryllium emissions are no longer regulated by the rules of the Florida Department of Environmental Protection (FDEP), you must request a permit modification in order to correct said violation. This request shall be submitted to Mr. Alvaro Linero of the FDEP main office in Tallahassee.

If you have any questions on the above please call the Air Facilities Section at 305-372-6925.

Sincerely,

Mallika Muthiah
Mallika Muthiah, P.E., Chief
Air Facilities Section