

HERNANDO TODAY

Published Daily
 BROOKSVILLE, HERNANDO, FLORIDA
 STATE OF FLORIDA
 COUNTY OF HERNANDO:

Before the undersigned authority personally appeared Andrew Limbrecht, who on oath says that he/she is Legal Ad Coordinator of the Hernando Today/Hernando Sunday, a daily newspaper published at Brooksville in Hernando County, Florida; that the attached copy of the advertisement, being a Legal Notice in the matter of PUBLIC NOTICE of Intent to Issue Permit Modification DEP File No. 0530021-010-KC

in the N/A Court, was published in said newspaper in the issues of April 25, 2005

Affiant further says that the said Hernando Today/Hernando Sunday, is a newspaper published at Brooksville, in said Hernando County, Florida, and that the said newspaper has heretofore been continuously published in said Hernando County, Florida, each week and has been entered as a second class mail matter at the post office in Brooksville, in said Hernando County, Florida, for a period of 1 year next preceding the first publication of the attached copy of 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.

Andrew Limbrecht
 (Signature of Affiant)

Sworn to and subscribed before me this 25th day of April, 2005

Denise Stokes
 (Signature of Notary Public)

My Commission DD361838
 Expires December 19, 2008

(Name of Notary typed, printed or stamp)
 Personally Known X or
 Produced Identification
 Type of Identification Produced

Legals	Legals	Legals	Legals	Legals
<p>Legal Notice</p> <p>PUBLIC NOTICE OF INTENT TO ISSUE PERMIT MODIFICATION</p> <p>STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION</p> <p>DEP File No. 0530021-010-KC</p> <p>Rinker Materials of Florida, Inc. Florida Crystalline Stone Brooksville Facility Hernando County</p> <p>The Department of Environmental Protection (Department) gives notice of its intent to issue a Permit Modification to Florida Crystalline Stone Brooksville Facility, located in Brooksville, Hernando County. This permit modification is to establish operating conditions for Unit 1 that provide reasonable assurance of compliance with dioxin/furan emission limits during power plant start-up and shutdown.</p> <p>A new determination of Best Available Control Technology (BACT) was not required. The project is not subject to PSD and will not increase emissions from the facility. The applicant's mailing address is: P.O. Box 1508, Brooksville, FL 34601.</p> <p>An air quality impact analysis was not required. The Department will issue the Final Permit with the attached condition unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.</p>	<p>The Department will accept written comments concerning the proposed permit issuance action for a period of 14 (fourteen) days from the date of publication of this Public Notice of Intent to Issue Permit Modification. Written comments should be provided to the Department's Bureau of Air Regulation at 2500 Blair Stone Road, Mail Station #5505, Tallahassee, FL 32395-2400. Any written comments filed shall be made available for public inspection; if written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and reissue, if applicable, another Public Notice.</p> <p>The Department will issue the permit with the attached conditions unless an administrative hearing is held pursuant to sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below. Mediation is not available in this proceeding.</p> <p>A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3908 Commonwealth Blvd., Brooksville, Florida, 34609, petitions filed by the permit applicant or any of the parties listed below must be filed within</p>	<p>fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.563(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first, under section 120.563(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the same time as filing the petition. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be solely at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.</p> <p>A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; (c) The name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the</p>	<p>proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of how and when petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact; if there are none, the petition must so indicate; (e) A concise statement of the petitioner's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and (g) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the agency to take with respect to the agency's proposed action.</p> <p>A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by rule 28-106.301.</p> <p>Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in</p>	<p>accordance with the requirements set forth above.</p> <p>A complete project file 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:</p> <p>Florida Department of Environmental Protection Bureau of Air Regulation 111 S. Magnolia Drive, Suite 4 Tallahassee, Florida, 32301 Telephone: (850) 488-0114 Fax: (850) 921-9533</p> <p>Florida Department of Environmental Protection Southwest District 3804 Coconut Palm Drive Tarpon, Florida 34609 Telephone: (813) 744-6100</p> <p>The complete project file includes the application, Draft permit, and the information submitted by the Responsible Official exclusive of confidential records under section 403.111, F.S. Interested persons may review specific details of this project by contacting the Administrator, North Permitting Section, at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information. April 25, 2005</p>

RECEIVED
 MAY 02 2005
 Department of Environmental Protection
 BY SOUTH-WEST DISTRICT