

HERNANDO TIMES

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STATE OF FLORIDA COUNTY OF HERNANDO:

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BUREAU OF AIR REGULATION

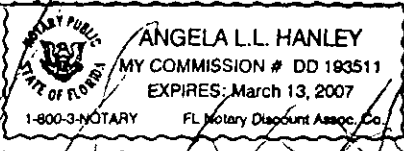
Before the undersigned authority personally appeared Mary Fanter who on oath says that she is Legal Clerk of the Hernando Times a daily newspaper published at Brooksville, in Hernando County, Florida: that the attached copy of advertisement, being a Legal Notice in the matter of RE: Public Notice of Intent

_____ in the _____ Court was published in said newspaper in the issues of April 11, 12 and 13, 2003

Affiant further says the said Hernando Times 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 day and has been entered as second class mail matter at the post office in Brooksville, in said Hernando 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.

Mary Fanter
Signature of Affiant

Sworn to and subscribed before me this 13th day of April, 2003



Signature of Notary Public

Personally known x or produced identification

Type of identification produced _____

PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT/PSD PERMIT AMENDMENTS AND A TITLE V AIR OPERATION PERMIT REVISION

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Draft Air Construction Permit/PSD Amendments Nos.: 0530021-006-AC/PSD-FL-090(A) & 091(E)
DRAFT Title V Air Operation Permit Revision No.: 0530021-007-AV
Florida Crushed Stone Company
Brooksville Cement and Power Plants
Hernando County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue an Air Construction Permit/PSD Permit Amendments and a Title V Permit Revision to the Florida Crushed Stone Company for its Brooksville Cement and Power Plants located off Cobb Road 2 miles Northwest of Brooksville, Brooksville, Hernando County. The applicant's name and address are: Mr. Pat Venable, Environmental Manager, Florida Crushed Stone Company, Post Office Box 1508, Brooksville, Florida 34605-1508.

The subject of the Air Construction Permit/PSD Permit Amendments is to revise the throughput rates for the Raw Meal Transfer (EU 004), the two Blend Storage Silos (EU 006), and the Kln Feed Surge Bin (EU 007) to match the throughput rates (138 TPH) of their subsequent in-series processing emissions units. The particulate matter emissions from each of the subject emissions units are controlled with a baghouse. No construction is required for this correction to the internal inconsistencies. In addition, the company intends to install a baghouse control system for the clinker transfer from the clinker cooler to the deep bucket conveyor (L-03), which conveys clinker to clinker storage. The permits will contain the proposed changes and recognized the baghouse installation. The permits will contain the proposed changes.

In addition, the subject of the Air Construction Permit/PSD Permit Amendments is to remove the beryllium limitation and its associated testing requirement. There was no rule basis for establishing the limit.

The subject for the Title V Permit Revision is to 1) incorporate the changes being made in the Air Construction Permit/PSD Permit Amendments; 2) remove the Chemical Lime Plant Operations from the Title V Permit; and, 3) to incorporate the Operation and Maintenance Plan (see Appendix O & M) pursuant to 40 CFR 63.1350(a).

The permitting authority will issue the Air Construction Permit/PSD Permit Amendments (letter) and the PROPOSED Title V Permit Revision, and subsequent FINAL Title V Permit Revision, in accordance with the conditions of the Draft Air Construction Permit/PSD Permit Amendments and the DRAFT Title V Permit Revision unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments and requests for public meetings concerning the proposed Draft Air Construction Permit/PSD Permit Amendment and DRAFT Title V Permit Revision issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments and requests for public meetings should be provided to the Department's Bureau of Air Regulation at 2600 Blar Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blar Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in these Draft Air Construction Permit/PSD Permit Amendments and DRAFT Title V permit Revision, the permitting authority shall issue a Revised Draft Air Construction Permit/PSD Permit Amendments and a Revised DRAFT Title V Permit Revision and require, if applicable, another Public Notice.

The permitting authority will issue these permits unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.), or a party requests mediation as an alternative remedy under Section 120.573, F.S., before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) in Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/488-9730; Fax: 850/487-4938). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen (14) days of publication of the public notice or within fourteen (14) days of receipt of the notice of intent, whichever occurs first. A petitioner must mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition for a request for mediation, as discussed below, within the applicable time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-5.207, Florida Administrative Code (F.A.C.).

A petition must contain the following information:

- The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number, and the county in which the project is proposed;
- A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;
- A statement of how each petitioner's substantial interests are affected by the permitting authority's action or proposed action;
- A statement of the material facts disputed by the petitioner, if any;
- A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;
- A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and,
- A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the permitting authority's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

A person whose substantial interests are affected by the permitting authority's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department of Environmental Protection a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, FL 32399-3000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information:

- The name, address, and telephone number of the person requesting mediation and that person's representative, if any;
- A statement of the preliminary agency action;
- A statement of the relief sought; and,
- Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that the requester has already filed, and incorporating it by reference.

The agreement to mediate must include the following:

- The names, addresses, and telephone numbers of any persons who may attend the mediation;
- The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time;
- The agreed allocation of the costs and fees associated with the mediation;
- The agreement of the parties on the confidentiality of discussions and documents introduced during mediation;
- The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen;
- The name of each party's representative who shall have authority to settle or recommend settlement; and,
- The signatures of all parties or their authorized representatives.