

Florida Department of Environmental Protection

Bob Martinez Center
2600 Blainstone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor
Jeff Kottkamp
Lt. Governor
Michael W. Sole
Secretary

July 15, 2009

Electronically Sent – Received Receipt Requested.

James S. Daniel, Plant Manager - jdaniel@cemexusa.com
South Brooksville Cement Plant
Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC
10311 Cement Plant Road
Brooksville, Florida 32669

Re: DEP File Nos. 0530021-021-AV
South Brooksville Cement Plant Line 2
Revision of Title V Application

Dear Mr. Daniel:

On April 20, the Department sent an incompleteness letter regarding matters related to the “as-built” configuration of the construction permit; the Department received a response to this letter on June 22. On June 2, 2009 the Department sent you an incompleteness letter regarding the Title V Permit Revision Application to incorporate Line 2. On July 13, the Department sent another incompleteness letter regarding matters related to the “as-built” configuration of the construction permit, we are waiting for the response to this letter.

Your application for the Title V permit revision remains incomplete until a response to the Department’s letter of July 13, 2009 is received. In addition to what is included in the above letter, the following is needed:

Compliance Assurance Monitoring (CAM) Plan: Please submit an applicability review for a CAM plan for the kiln/cooler/raw mill and the finish mill baghouse systems and for any other unit that will have uncontrolled emissions greater than 100 tons per year. It appears that both (kiln and finish mill) have uncontrolled emissions greater than 100 tons per year. Please refer to CAM applicability, 40 CFR 64, for each control device for Line 2.

Compliance Plan (CP): A CP needs to be submitted for every unit that has not been tested. If additional testing would be required by the “as-built” configuration for emissions unit (E.U.) 052 and the finish mill process heater in the new modified permit, then a CP is needed for these units.

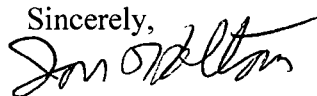
Concurrent Processing of Title V Revision and Air Construction Permit Modification: The Title V permit application indicates a request to do concurrent processing. The Department believes that the concurrent processing of these two permitting actions is not practical at this time due to the nature of the three modifications of the construction permit requested along with the installation of the tire injection mechanism (TIM). Therefore, the Department asks CEMEX to withdraw the request for the concurrent processing of the Title V and the Construction Permit.

After the construction permit has been issued, the Department will continue with the incorporation of Cement Line 2 to the Title V permit. The construction permit expiration date will be extended to insure that the TIM construction will be completed within a reasonable time. Cement Line 2 will continue to operate under the new modified construction permit.

Also, it is our understanding that Mr. Lucarelli, the Professional Engineer of record who sealed the Title V revision application, is no longer with CEMEX. Should any of the information contained in the Title V application need to change as a result of your responses to our July 13 request for additional information regarding the "as-built" construction permit revision, that information will need to be recertified by a Professional Engineer. Please advise our office as to the identity of the professional Engineer who will be assuming the certification responsibilities associated with the incomplete Title V permit revision application and provide replacement certification statements, as necessary.

Rule 62-4.050(3), F.A.C. requires that all applications for a Department air construction or Title V air operation permit must be certified by a professional engineer registered in the State of Florida. This requirement also applies to responses to Department requests for additional information of an engineering nature. Please advise the professional engineer to make sure he/she uses the correct seal in compliance with the applicable requirements of the Florida Board of Professional Engineers. Permit applicants are advised that Rule 62-4.055(1), F.A.C. requires applicants to respond to requests for information within 90 days.

If you have any questions, please contact me at (850) 921-9531.

Sincerely,


Jon Holtom, P.E., CPM
Title V Program Administrator
Bureau of Air Regulation

JKH/th

Cc: Mike Aller, CEMEX: maller@cemexusa.com
George Townsend, CEMEX: gtownsend@cemexusa.com
Lillian F. DePrimo, CEMEX: lillianf.deprimo@cemex.com
Leslie White, CEMEX: lwhite@cemexusa.com
Mara Nasca, DEP SWD: mara.nasca@dep.state.fl.us
Fawn Bergen, P.E., K&A: fbergen@kooglerassociates.com
Administrator, Hernando County: gkuhl@hernandocounty.us
Katy Forney, EPA Region 4: forney.kathleen@epamail.epa.gov
Heather Abrams, EPA Region 4: abrams.heather@epa.gov

Friday, Barbara

To: jdaniel@cemexusa.com
Cc: maller@cemexusa.com; gtownsend@cemexusa.com; lillianf.deprimo@cemex.com; Leslie.White@CEMEX.com; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV
Attachments: JamesDanielFloridaCrushedStoneCEMEXRAI, File No. 0530021-021-AV.pdf

Dear Sir/Madam:

Please send a "reply" message verifying receipt of the attached document(s); this may be done by selecting "Reply" on the menu bar of your e-mail software and then selecting "Send". We must receive verification of receipt and your reply will preclude subsequent e-mail transmissions to verify receipt of the document(s).

The document(s) may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible.

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

The Bureau of Air Regulation is issuing electronic documents for permits, notices and other correspondence in lieu of hard copies through the United States Postal System, to provide greater service to the applicant and the engineering community. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record.

Thank you,

Barbara Friday

DEP, Bureau of Air Regulation

(850)921-9524

Friday, Barbara

From: Exchange Administrator
Sent: Wednesday, July 15, 2009 2:51 PM
To: Friday, Barbara
Subject: Delivery Status Notification (Relay)
Attachments: ATT126792.txt; Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

This is an automatically generated Delivery Status Notification.

Your message has been successfully relayed to the following recipients, but the requested delivery status notifications may not be generated by the destination.

jdaniel@cemexusa.com
maller@cemexusa.com
gtownsend@cemexusa.com

Friday, Barbara

From: Daniel, James S. (Jim) [JDaniel@cemexusa.com]
To: undisclosed-recipients
Sent: Friday, August 14, 2009 11:42 AM
Subject: Read: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX
Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: JDaniel@cemexusa.com
Subject:

was read on 8/14/2009 11:42 AM.

Friday, Barbara

From: Aller, Mike [MAller@cemexusa.com]
Sent: Wednesday, July 15, 2009 4:19 PM
To: Friday, Barbara
Subject: RE: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

From: Friday, Barbara [mailto:Barbara.Friday@dep.state.fl.us]
Sent: Wednesday, July 15, 2009 2:51 PM
To: Daniel, James S. (Jim)
Cc: Aller, Mike; Townsend, George; Lillian F Deprimo; Leslie White; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

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Thank you,

Barbara Friday

DEP, Bureau of Air Regulation

(850)921-9524

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

CONFIDENTIALITY: The information contained in this transmission may contain privileged and confidential information. It is intended only for the use of the person(s) named above. If you are not the intended recipient, you are hereby notified that any review, dissemination, distribution or duplication of this communication, and

the information contained in it, is strictly prohibited. If you are not the intended recipient, please contact the sender and immediately destroy all copies of the original message.

Friday, Barbara

From: Townsend, George [gtownsend@cemexusa.com]
To: Friday, Barbara
Sent: Wednesday, July 15, 2009 3:35 PM
Subject: Read: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: gtownsend@cemexusa.com
Subject:

was read on 7/15/2009 3:35 PM.

Friday, Barbara

From: Aller, Mike [MAller@cemexusa.com]
To: Friday, Barbara
Sent: Wednesday, July 15, 2009 3:47 PM
Subject: Read: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: MAller@cemexusa.com
Subject:

was read on 7/15/2009 3:47 PM.

Friday, Barbara

From: Exchange Administrator
Sent: Wednesday, July 15, 2009 2:51 PM
To: Friday, Barbara
Subject: Delivery Status Notification (Relay)
Attachments: ATT126795.txt; Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

This is an automatically generated Delivery Status Notification.

Your message has been successfully relayed to the following recipients, but the requested delivery status notifications may not be generated by the destination.

lillianf.deprimo@cemex.com

Leslie.White@CEMEX.com

Friday, Barbara

From: Lillian F Deprimo [lillianf.deprimo@cemex.com]
Sent: Thursday, August 06, 2009 3:56 PM
To: Friday, Barbara
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Return Receipt

Your document: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

was received by: lillianf.deprimo@cemex.com

at: 08/06/2009 15:56:29 EDT

Friday, Barbara

From: Leslie White [leslie.white@cemex.com]
Sent: Wednesday, July 15, 2009 2:53 PM
To: Friday, Barbara
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Return Receipt

Your document: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

was received by: leslie.white@cemex.com

at: 07/15/2009 01:53:14 PM

Friday, Barbara

From: System Administrator
To: Nasca, Mara
Sent: Wednesday, July 15, 2009 2:51 PM
Subject: Delivered:Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: jdaniel@cemexusa.com
Cc: maller@cemexusa.com; gtownsend@cemexusa.com; lillianf.deprimo@cemex.com; Leslie.White@CEMEX.com; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV
Sent: 7/15/2009 2:51 PM

was delivered to the following recipient(s):

Nasca, Mara on 7/15/2009 2:51 PM

Friday, Barbara

From: Nasca, Mara
Sent: Thursday, July 16, 2009 9:36 AM
To: Prickett, Patricia
Cc: Zell, David; Zhang-Torres; Friday, Barbara
Subject: FW: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV
Attachments: JamesDanielFloridaCrushedStoneCEMEXRAI, File No. 0530021-021-AV.pdf

From: Friday, Barbara
Sent: Wednesday, July 15, 2009 2:51 PM
To: jdaniel@cemexusa.com
Cc: maller@cemexusa.com; gtownsend@cemexusa.com; lillianf.deprimo@cemex.com; Leslie.White@CEMEX.com; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

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Barbara Friday

DEP, Bureau of Air Regulation

(850)921-9524

Friday, Barbara

From: Exchange Administrator
Sent: Wednesday, July 15, 2009 2:51 PM
To: Friday, Barbara
Subject: Delivery Status Notification (Relay)
Attachments: ATT126796.txt; Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

This is an automatically generated Delivery Status Notification.

Your message has been successfully relayed to the following recipients, but the requested delivery status notifications may not be generated by the destination.

fbergen@kooglerassociates.com

Friday, Barbara

From: Exchange Administrator
Sent: Wednesday, July 15, 2009 2:51 PM
To: Friday, Barbara
Subject: Delivery Status Notification (Relay)
Attachments: ATT126794.txt; Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

This is an automatically generated Delivery Status Notification.

Your message has been successfully relayed to the following recipients, but the requested delivery status notifications may not be generated by the destination.

gkuhl@hernandocounty.us

Friday, Barbara

From: Mail Delivery System [MAILER-DAEMON@mseive02.rtp.epa.gov]
Sent: Wednesday, July 15, 2009 2:51 PM
To: Friday, Barbara
Subject: Successful Mail Delivery Report
Attachments: Delivery report; Message Headers

This is the mail system at host mseive02.rtp.epa.gov.

Your message was successfully delivered to the destination(s) listed below. If the message was delivered to mailbox you will receive no further notifications. Otherwise you may still receive notifications of mail delivery errors from other systems.

The mail system

<Forney.Kathleen@epamail.epa.gov>: delivery via 127.0.0.1[127.0.0.1]:10025: 250
OK, sent 4A5E2515_18637_29853_1 9C10D1DC00D

<abrams.heather@epamail.epa.gov>: delivery via 127.0.0.1[127.0.0.1]:10025: 250
OK, sent 4A5E2515_18637_29853_1 9C10D1DC00D

Friday, Barbara

From: Heron, Teresa
To: Friday, Barbara
Sent: Wednesday, July 15, 2009 2:51 PM
Subject: Read: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: jdaniel@cemexusa.com
Cc: maller@cemexusa.com; gtownsend@cemexusa.com; lillianf.deprimo@cemex.com; Leslie.White@CEMEX.com; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV
Sent: 7/15/2009 2:51 PM

was read on 7/15/2009 2:51 PM.

Friday, Barbara

From: System Administrator
To: Heron, Teresa
Sent: Wednesday, July 15, 2009 2:51 PM
Subject: Delivered: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: jdaniel@cemexusa.com
Cc: maller@cemexusa.com; gtownsend@cemexusa.com; lillianf.deprimo@cemex.com; Leslie.White@CEMEX.com; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
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Sent: 7/15/2009 2:51 PM

was delivered to the following recipient(s):

Heron, Teresa on 7/15/2009 2:51 PM

Friday, Barbara

From: System Administrator
To: Holtom, Jonathan
Sent: Wednesday, July 15, 2009 2:51 PM
Subject: Delivered:Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: jdaniel@cemexusa.com
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Subject: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV
Sent: 7/15/2009 2:51 PM

was delivered to the following recipient(s):

Holtom, Jonathan on 7/15/2009 2:51 PM

Friday, Barbara

From: Holtom, Jonathan
To: Friday, Barbara
Sent: Wednesday, July 15, 2009 3:00 PM
Subject: Read: Request for Additional Information - Florida Crushed Stone, d.b.a. CEMEX Construction Materials Florida, LLC, File No. 0530021-021-AV

Your message

To: jdaniel@cemexusa.com
Cc: maller@cemexusa.com; gtownsend@cemexusa.com; lillianf.deprimo@cemex.com; Leslie.White@CEMEX.com; Nasca, Mara; fbergen@kooglerassociates.com; gkuhl@hernandocounty.us; Forney.Kathleen@epamail.epa.gov; abrams.heather@epamail.epa.gov; Heron, Teresa; Holtom, Jonathan
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Sent: 7/15/2009 2:51 PM

was read on 7/15/2009 3:00 PM..