

FLORIDA CRUSHED STONE COMPANY

RECEIVED

MAY 22 2000

BUREAU OF AIR REGULATION

May 17, 2000

Mr. Bruce Mitchell
Florida department of Environmental Protection
Title V Section
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

VIA Certified Mail 7099 3400 0004 9322 5508

RE: Florida Crushed Stone, Proof of Public Notice of Intent to Issue Title V

Dear Mr. Mitchell:

Steve Cullen with Koogler & Associates advised us that you did not receive a copy of the above-mentioned notice. Enclosed is a copy of the notice, which was published on November 4, 1999.

Should you have any questions, please call Pat Venable or myself at (352) 799-7881.

Sincerely,

Deborah Willis
Environmental Secretary
Florida Crushed Stone Company

Enc.

5/23/00 cc: Bruce Mitchell

HERNANDO TODAY

Published Daily

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

Before the undersigned authority personally appeared Valerie Zallo, 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 Public Notice of Intent to Issue V Air Operation Permit in the matter of Florida Crushed Stone Company - Brooksville Cement, Lime & Power Plants Permit No.: 0530021-002-AV in the N/A Court, was published in said newspaper in the issues of Nov. 4, 1999

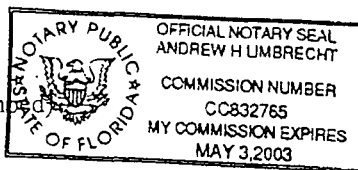
Affiant further says that the said Hernando Today/Hernando Sunday is a newspaper published at Brooksville, in said Hernando County, Florida, and that the said newspaper has heretofore been continuously published in said Hernando County, Florida, each week and has been entered as second class mail matter 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.

Valerie Zallo (Signature of Affiant)

Sworn to and subscribed before me this 4th day of November, 1999

Andrew H. Umbrecht (Signature of Notary Public)

(Name of Notary typed, printed or stamped)



Personally Known [checked] or Produced Identification Type of Identification Produced

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BUREAU OF AIR REGULATION

Legals

Legal Notice
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
PUBLIC NOTICE OF INTENT TO ISSUE
TITLE V AIR OPERATION PERMIT
Title V, DRAFT Permit No. 0530021-002-AV
Florida Crushed Stone Company, Brooksville Cement, Lime and Power Plants, Hernando County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit to the Florida Crushed Stone Company for its Brooksville Cement, Lime, and Power Plants located off Cobb Road 2 miles Northwest of Brooksville, Brooksville, Hernando County. The applicants name and address are: Florida Crushed Stone Company, Post Office Box 1508, Brooksville, Florida 34605-1508.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the Title V DRAFT Permit, unless a response is 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 concerning the proposed Title V, DRAFT Permit issuance, action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Departments Bureau of Air Regulation, 2600 Blair 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 this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

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 of the Florida Statutes (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 of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35,

Legals

Mediation is not available for this proceeding.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460.

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:

Permitting Authority
Department of Environmental Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 850/488-1344
Fax: 850/922-6979

Affected District Authority
Department of Environmental Protection
Southwest District Office
Air Resources
3804 Coconut Palm Drive
Tampa, Florida 33619-8218
Telephone: 813/744-6100
Fax: 813/744-6084

The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott M. Sheplak, P.E., at the above address, or call 850/921-9532, for additional information. Nov. 4, 1999

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 days of publication of
the public notice or within
fourteen days of receipt of the
notice of intent, whichever
occurs first. Under Section
120.60(3), F.S., however, any
person who asked the
permitting authority 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 time of
filing. The failure of any
person to file a petition 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
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 28-106.205, Florida
Administrative Code (F.A.C.).

A petition that disputes the
material facts on which the
permitting authority's action
is based must contain the
following information:

- (a) The name, address of each
agency affected and each
agency's file(s) or
identification number(s), if
known;
- (b) The name, address and
telephone number of the
petitioner; 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
proceeding; and an
explanation of how
petitioner's substantial rights
will be affected by the agency
determination;
- (c) A statement of how and
when the 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
state;
- (e) A concise statement of the
ultimate facts alleged, as well
as the rules and statutes
which entitle the petitioner to
relief; and
- (f) A demand for relief.

A petition that does not
dispute the material facts
upon which the permitting
authority'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, F.A.C.

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.