

MEMORANDUM

TO: Michael G. Cooke
THRU: Trina Vielhauer *TV*
FROM: James K. Pennington *JKP*
DATE: May 11, 2005
SUBJECT: FINAL Permit No. **0530021-010-AC**
Florida Crushed Stone Company
Brooksville Plant

Attached for approval and signature is a final air construction permit modification for the Brooksville Plant. This permit establishes operating conditions for kiln 1 that provide reasonable assurance of compliance with dioxin/furan emission limits during power plant down/power plant start up and raw mill down at the Florida Crushed Stone Brooksville Facility, located at 10311 Cement Plant Road in Hernando County, Florida. This permit is issued pursuant to Chapter 403, Florida Statutes.

This project is not subject to PSD because there will be no emissions changes associated with the modification. The facility will be subject to all current emissions limits.

No Comments were received concerning the DRAFT Permit that was clerked on April 14, 2005.

I recommend your approval and signature.

Attachment

TV/jkp/rlb

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF FINAL PERMIT

In the Matter of an
Application for Permit by:

Mr. Charles Allen
Director of Operations, Cement Division
Rinker Materials of Florida, Inc.
Florida Crushed Stone Company
P.O. Box 1508
Brooksville, FL

DEP File No. 0530021-010-AC
Brooksville Facility
Hernando County

Enclosed is Final Permit Number 0530021-010-AC. This permit establishes operating conditions for kiln 1 that provide reasonable assurance of compliance with dioxin/furan emission limits during power plant down/power plant start up and raw mill down at the Florida Crushed Stone Brooksville Facility, located at 10311 Cement Plant Road in Hernando County, Florida. This permit is issued pursuant to Chapter 403, Florida Statutes.

Any party to this order has the right to seek judicial review of it under section 120.68 of the Florida Statutes, by filing a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.



Trina Vielhauer, Chief
Bureau of Air Regulation

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7001 0320 0001 3692 3197

OFFICIAL USE

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
To:	Mr. Charles Allen	
Sen.	Director of Operations, Cement Division	
Stre or P	Rinker Materials of Florida, Inc.	
City,	Florida Crush Stone Company	
	Post Office Box 1508	
	Brooksville, Florida 34601	

PS Form 3811, August 2001 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. Charles Allen
 Director of Operations, Cement Division
 Rinker Materials of Florida, Inc.
 Florida Crush Stone Company
 Post Office Box 1508
 Brooksville, Florida 34601

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (*Printed Name*) C. Date of Delivery

CHARLES DAVIS 5/19/05

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (*Extra Fee*) Yes

2. Article Number
 (Transfer from service label) **7001 0320 0001 3692 3197**

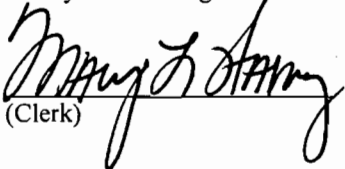
CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Final Permit (including the Final permit) was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on 5/16/05 to the person(s) listed:

Charles Allen, Rinker Materials of Florida *
Dr. John B. Koogler, Ph.D., P.E., Koogler and Associates
Gregg Worley, EPA
John Bunyak, NPS
Jerry Kissel, DEP SWD
David Zell, DEP- SWD
Joel Smolen, DEP-SWD
Chris Bradley, DEP-SWD

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.


(Clerk) _____

5/16/05
(Date)

FINAL DETERMINATION

Florida Crushed Stone Company
Brooksville Plant
DEP File No. 0530021-010-AC

The Department distributed a public notice package on April 14, 2005 which established operating conditions for kiln 1 that provide reasonable assurance of compliance with dioxin/furan emission limits during power plant down/power plant start up and raw mill down at the Florida Crushed Stone Brooksville Facility, located at 10311 Cement Plant Road in Hernando County, Florida. The Public Notice of Intent to Issue was published in Hernando Today on April 25, 2004.

COMMENTS/CHANGES

No comments were received during the Public Comment Period.

CONCLUSION

The final action of the Department is to issue the permit.

FINAL PERMIT

PERMITTEE

Rinker Materials of Florida, Inc.
P.O. Box 1508
Brooksville, FL 34601

Permit No. 0530021-010-AC
Cement Plant (SIC No. 3241)
New Permit Conditions
Expires: May 11, 2008

Authorized Representative:

Charles Allen, Director of Operations, Cement Division

PROJECT AND LOCATION

This permit establishes operating conditions for kiln 1 that provide reasonable assurance of compliance with dioxin/furan emission limits during power plant down/power plant start up and raw mill down at the Florida Crushed Stone Brooksville Facility, located at 10311 Cement Plant Road in Hernando County, Florida. The UTM coordinates are: Zone 17; 360.00 km E and 3162.5 km N.

STATEMENT OF BASIS:

This air construction permit is issued under the provisions of Chapter 403 of the Florida Statutes (F.S.), and Chapters 62-4 and 62-210 of the Florida Administrative Code (F.A.C.). The permittee shall operate the facility in accordance with the previously approved permits, drawings, plans, and other documents on file with the Florida Department of Environmental Protection ("DEP" or "the Department"). This permit supplements all other permits for this facility.

CONTENTS

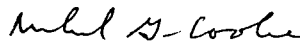
Section 1. General Information

Section 2. Administrative Requirements

Section 3. Emissions Unit Specific Conditions

Attachments- General Conditions- Appendix GC, Technical Evaluation and Final Determination

FINAL



Michael G. Cooke, Director
Division of Air Resource Management

5/13/05

(Date)

SECTION 1. GENERAL INFORMATION

FACILITY AND PROJECT DESCRIPTION

The facility is an integrated facility that includes a Portland cement manufacturing plant, a power plant and a coal yard. The power boiler is a coal fired unit that is allowed to generate a net delivered 150 MW. The cement kiln I, in-line kiln/raw mill and clinker cooler I share a common baghouse fabric filter system (for particulate matter emissions control) and stack with the power plant; and, dry limestone injection is used to control SO₂ emissions from the power boiler, which is then collected in the common baghouse fabric filter system. Waste heat from the kiln is used to provide heat to the raw mill and the kiln preheater, which is used to drive off moisture from the materials used for making clinker. All of the materials handling activities are controlled by fabric filter baghouse control systems, except for the Clinker Receiving/Handling System and the coal yard activities. For the Clinker Receiving/Handling System, the fugitive particulate matter emissions generated from the transfer of clinker from the receiving hopper to the belt conveyor are controlled using a Johnson-Marsh Dust Suppressant system, which uses a non-ionic wetting agent to enhance the wettability of the clinker. Water sprays or chemical wetting agents and stabilizers are used at the coal receiving area, the coal storage area, and the coal transfer system to control fugitive particulate matter emissions and minimize visible emission. All fly ash handling systems (including transfer and silo storage) are totally enclosed and vented (including pneumatic system exhaust) through fabric filters.

The new project will provide reasonable assurance of compliance with the dioxin/furan emission limit when the power plant is down or in start up and the raw mill is down. For Kiln No. 1 to operate during times the power plant is not operating and during times of power plant start up, the raw mill down time shall not exceed 10 consecutive hours (i.e. If the raw mill is down for 10 consecutive hours or more, the facility will cease operating Kiln 1). Power plant start up is defined as the period beginning with the initiation of fuel firing, either oil or coal, and continuing for 72 consecutive hours.

EMISSION UNITS

This permit addresses the following emission units.

EU No.	Emission Unit Description
020	Kiln, Clinker Cooler, and Raw Mill controlled by a baghouse.

REGULATORY CLASSIFICATION

Title III: Rinker Materials of Florida—Florida Crushed Stone Brooksville Facility is classified as a “Major Source” per 40 CFR 63.2, Definitions (adopted and incorporated by reference by the Department at Paragraph 62-204.800(11)(d)) because it consists of a group of stationary sources located within a contiguous area and under common control that emit or have the potential to emit considering controls, in the aggregate, 10 tons per year or more of any hazardous air pollutant or 25 tons per year or more of any combination of hazardous air pollutants. The facility is subject to the Major Existing Source requirements of National Emission Standards for Hazardous Air Pollutants (NESHAP) from the Portland Cement Manufacturing Industry, Code of Federal Regulations (CFR) Title 40, Part 63, Subpart LLL.

Title V: Because potential emissions of at least one regulated pollutant exceed 100 tons per year, the existing facility is a Title V major source of air pollution in accordance with Chapter 62-213, F.A.C. Regulated pollutants include pollutants such as carbon monoxide (CO), nitrogen oxides

SECTION 1. GENERAL INFORMATION

(NO_x), particulate matter (PM/PM₁₀), sulfur dioxide (SO₂), and volatile organic compounds (VOC).

Prevention of Significant Deterioration (PSD): This facility is located in an area (Hernando County) designated as "attainment" for all criteria pollutants. The facility is considered a "Portland Cement Plant," which is one of the 28 PSD source categories with the lower PSD applicability threshold of 100 tons per year (see Table 212.400-1, Rule 62-212.400, F.A.C.). Potential emissions of at least one regulated pollutant exceed 100 tons per year. Therefore, the facility is classified as a Major Facility with respect to Rule 62-212.400, F.A.C.

New Source Performance Standards (NSPS): The facility is subject to: 40 CFR 60 Subpart F, Standards of Performance for Portland Cement Plants; 40 CFR 60, Subpart Y, Standards of Performance for Coal Preparation Plants; and 40 CFR 60, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants.

State Rule: Some emissions units are subject to Rule 62-296.407, F.A.C., Portland Cement Plants.

RELEVANT DOCUMENTS

The documents listed below are the basis of this permit and are on file with the Department.

- 0530021-009-AC: PSD project PSD-FL-351 for new cement manufacturing line.
- 0530021-010-AC: Permit Modification to include conditions for reasonable assurance for dioxin/furan.

SECTION 2. ADMINISTRATIVE REQUIREMENTS

1. Permitting Authority:
 - a. For this permit, the permitting authority is the Bureau of Air Regulation (BAR), Florida Department of Environmental Protection (FDEP), at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, and phone number (850)488-0114.
 - b. For future permitting actions, all documents related to applications for permits to construct or modify an emissions unit should be submitted to the Florida Department of Environmental Protection (FDEP), Southwest District, 3804 Coconut Palm Drive, Tampa, FL 33619-1352 and phone number (813) 744-6100.
2. Compliance Authority: All documents related to operation, reports, tests, and notifications should be submitted to the Department of Environmental Protection Southwest District Office at
Department of Environmental Protection
Southwest District Office
3804 Coconut Palm Drive
Tampa, Florida 33619-1352
Telephone: 813/744/6100 Fax: 813/744-6084
3. General Conditions: The owner and operator is subject to and shall operate under the attached General Permit Conditions G.1 through G.15 listed in Appendix GC of this permit. General Permit Conditions are binding and enforceable pursuant to Chapter 403 of the Florida Statutes. [Rule 62-4.160, F.A.C.]
4. Terminology: The terms used in this permit have specific meanings as defined in the corresponding chapters of the Florida Administrative Code.
5. Forms and Application Procedures: The permittee shall use the applicable forms listed in Rule 62-210.900, F.A.C. and follow the application procedures in Chapter 62-4, F.A.C. [Rule 62-210.900, F.A.C.]
6. New or Additional Conditions: Pursuant to Rule 62-4.080, F.A.C., for good cause shown and after notice and an administrative hearing, if requested, the Department may require the permittee to conform to new or additional conditions. The Department shall allow the permittee a reasonable time to conform to the new or additional conditions, and on application of the permittee, the Department may grant additional time. [Rule 62-4.080, F.A.C.]
7. Completion of Construction: The permit expiration date is 3 years from final permit.
8. Permit Expiration Date Extension: The permittee, for good cause, may request that this permit be extended. Such a request shall be submitted to the Bureau of Air Regulation prior to 60 days before the expiration of the permit. [Rule 62-4.080, F.A.C.]
9. Plant Operation - Problems: If temporarily unable to comply with any of the conditions of the permit due to breakdown of equipment or destruction by fire, wind or other cause, the permittee shall notify the Compliance Authority as soon as possible, but at least within one working day, excluding weekends and holidays. The notification shall include: pertinent information as to the cause of the problem; steps being taken to correct the problem and prevent future recurrence; and, where applicable, the owner's intent toward reconstruction of destroyed facilities. Such notification does not release the permittee from any liability for failure to comply with the conditions of this permit or the regulations. [Rule 62-4.130, F.A.C.]

SECTION 2. ADMINISTRATIVE REQUIREMENTS

10. Operating Procedures: Operating procedures shall include good operating practices and proper training of all operators and supervisors. The good operating practices shall meet the guidelines and procedures as established by the equipment manufacturers. All plant operators (including supervisors) of air pollution control devices shall be properly trained in plant specific equipment. [Rule 62-4.070(3), F.A.C.]
11. Circumvention: The permittee shall not circumvent the air pollution control equipment or allow the emission of air pollutants without the applicable air control device operating properly. [Rule 62-210.650, F.A.C.]
12. Test Notification: The permittee shall notify the Compliance Authority in writing at least 30 days prior to any initial performance tests and at least 15 days prior to any other required tests. Notification shall include the date, time, and place of each such test, and the test contact person who will be responsible for coordinating and conducting the test. [Rule 62-297.310(7)(a)9., F.A.C. and 40 CFR 60.7, 60.8]
13. Calculation of Emission Rate: For each emissions performance test, the indicated emission rate or concentration shall be the arithmetic average of the emission rate or concentration determined by each of the three separate test runs unless otherwise specified in a particular test method or applicable rule. [Rule 62-297.310(3), F.A.C.]
14. Applicable Test Procedures
 - a. Required Sampling Time. Unless otherwise specified in the applicable rule or method, the required sampling time for each test run shall be no less than one hour and no greater than four hours, and the sampling time at each sampling point shall be of equal intervals of at least two minutes. The minimum observation period for a visible emissions compliance test shall be sixty (60) minutes. The observation period shall include the period during which the highest opacity can reasonably be expected to occur.
[Rule 62-297.310(4)(a)1. and 2., F.A.C.]
 - b. Minimum Sample Volume. Unless otherwise specified in the applicable rule or test method, the minimum sample volume per run shall be 25 dry standard cubic feet.
[Rule 62-297.310(4)(b), F.A.C.]
 - c. Calibration of Sampling Equipment. Calibration of the sampling train equipment shall be conducted in accordance with the schedule shown in Table 297.310-1, F.A.C.
[Rule 62-297.310(4)(d), F.A.C.]
15. Determination of Process Variables
 - a. Required Equipment. The owner or operator of an emissions unit for which compliance tests are required shall install, operate, and maintain equipment or instruments necessary to determine process variables, such as process weight input or heat input, when such data are needed in conjunction with emissions data to determine the compliance of the emissions unit with applicable emission limiting standards.
[Rule 62-297.310(5)(a), F.A.C.]
 - b. Accuracy of Equipment. Equipment or instruments used to directly or indirectly determine process variables, including devices such as belt scales, weight hoppers, flow meters, and tank scales, shall be calibrated and adjusted to indicate the true value of the parameter being measured with sufficient accuracy to allow the applicable process variable to be determined within 10% of its true value.
[Rule 62-297.310(5)(b), F.A.C.]

SECTION 2. ADMINISTRATIVE REQUIREMENTS

16. Special Compliance Tests: When the Department, after investigation, has good reason (such as complaints, increased visible emissions or questionable maintenance of control equipment) to believe that any applicable emission standard contained in a Department rule or in a permit issued pursuant to those rules is being violated, it shall require the owner or operator of the emissions unit to conduct compliance tests which identify the nature and quantity of pollutant emissions from the emissions unit and to provide a report on the results of said tests to the Department. [Rule 62-297.310(7)(b), F.A.C.]
17. Stack Testing Facilities: Required stack sampling facilities shall be installed in accordance with Rule 62-297.310(6), F.A.C. [Rule 62-297.310]
18. Operating Rate During Testing: Testing of emissions shall be conducted with the emissions unit operating at permitted capacity. Permitted capacity is defined as 90 to 100 percent of the maximum operation rate allowed by the permit. If it is impractical to test at permitted capacity, an emissions unit may be tested at less than the maximum permitted capacity; in this case, subsequent emissions unit operation is limited to 110 percent of the test rate until a new test is conducted. Once the unit is so limited, operation at higher capacities is allowed for no more than 15 consecutive days for the purpose of additional compliance testing to regain the authority to operate at the permitted capacity. [Rule 62-297.310(2)(b), F.A.C.]
19. Records Retention: All measurements, records, and other data required by this permit shall be documented in a permanent, legible format and retained for at least five (5) years following the date on which such measurements, records, or data are recorded. Records shall be made available to the Department, upon request. [Rules 62-4.160(14) and 62-213.440(1)(b)2., F.A.C.]
20. Emissions Performance Test Results Reports: A report indicating the results of any required emissions performance test shall be submitted to the Compliance Authority no later than 45 days after completion of the last test run. The test report shall provide sufficient detail on the tested emission unit and the procedures used to allow the Department to determine if the test was properly conducted and if the test results were properly computed. At a minimum, the test report shall provide the applicable information listed in Rule 62-297.310(8)(c), F.A.C. [Rule 62-297.310(8), F.A.C.]
21. Annual Operating Reports: The permittee is required to submit annual reports on the actual operating rates and emissions from this facility. Annual operating reports shall be sent to the DEP Southwest District by March 1st of each year. [Rule 62-210.370(2), F.A.C.]

SECTION 3. EMISSION UNIT SPECIFIC REQUIREMENTS

This section of the permit addresses the following existing emissions units.

EU No.	Emission Unit Description
-020	Kiln, Clinker Cooler and Raw Mill controlled by a baghouse

1. For Kiln No. 1 to operate during times the power plant is not operating and during times of power plant start up, the raw mill down time shall not exceed 10 consecutive hours (i.e. If the raw mill is down for 10 consecutive hours or more, the facility will cease operating Kiln 1). Power plant start up is defined as the period beginning with the initiation of fuel firing, either oil or coal, and continuing for 72 consecutive hours.

2. The 10 hour limitation on the Raw Mill down set forth in condition 1 above, does not apply during startup of the cement plant.

3. The requirements of condition 1, above, may be amended if the permittee provides the Department with other reasonable assurances, acceptable to the Department, that dioxin/furan emission limits will be met during power plant down or in start up mode with the Raw Mill down.

APPENDIX GC
CONSTRUCTION PERMIT GENERAL CONDITIONS [RULE 62-4.160, F.A.C.]

- G.1** The terms, conditions, requirements, limitations, and restrictions set forth in this permit are "Permit Conditions" and are binding and enforceable pursuant to Sections 403.161, 403.727, or 403.859 through 403.861, Florida Statutes. The permittee is placed on notice that the Department will review this permit periodically and may initiate enforcement action for any violation of these conditions.
- G.2** This permit is valid only for the specific processes and operations applied for and indicated in the approved drawings or exhibits. Any unauthorized deviation from the approved drawings or exhibits, specifications, or conditions of this permit may constitute grounds for revocation and enforcement action by the Department.
- G.3** As provided in Subsections 403.087(6) and 403.722(5), Florida Statutes, the issuance of this permit does not convey and vested rights or any exclusive privileges. Neither does it authorize any injury to public or private property or any invasion of personal rights, nor any infringement of federal, state or local laws or regulations. This permit is not a waiver or approval of any other Department permit that may be required for other aspects of the total project which are not addressed in the permit.
- G.4** This permit conveys no title to land or water, does not constitute State recognition or acknowledgment of title, and does not constitute authority for the use of submerged lands unless herein provided and the necessary title or leasehold interests have been obtained from the State. Only the Trustees of the Internal Improvement Trust Fund may express State opinion as to title.
- G.5** This permit does not relieve the permittee from liability for harm or injury to human health or welfare, animal, or plant life, or property caused by the construction or operation of this permitted source, or from penalties therefore; nor does it allow the permittee to cause pollution in contravention of Florida Statutes and Department rules, unless specifically authorized by an order from the Department.
- G.6** The permittee shall properly operate and maintain the facility and systems of treatment and control (and related appurtenances) that are installed or used by the permittee to achieve compliance with the conditions of this permit, as required by Department rules. This provision includes the operation of backup or auxiliary facilities or similar systems when necessary to achieve compliance with the conditions of the permit and when required by Department rules.
- G.7** The permittee, by accepting this permit, specifically agrees to allow authorized Department personnel, upon presentation of credentials or other documents as may be required by law and at a reasonable time, access to the premises, where the permitted activity is located or conducted to:
- (a) Have access to and copy and records that must be kept under the conditions of the permit;
- (b) Inspect the facility, equipment, practices, or operations regulated or required under this permit, and,

APPENDIX GC
CONSTRUCTION PERMIT GENERAL CONDITIONS [RULE 62-4.160, F.A.C.]

(c) Sample or monitor any substances or parameters at any location reasonably necessary to assure compliance with this permit or Department rules.

Reasonable time may depend on the nature of the concern being investigated.

G.8 If, for any reason, the permittee does not comply with or will be unable to comply with any condition or limitation specified in this permit, the permittee shall immediately provide the Department with the following information:

(a) A description of and cause of non-compliance; and

(b) The period of noncompliance, including dates and times; or, if not corrected, the anticipated time the non-compliance is expected to continue, and steps being taken to reduce, eliminate, and prevent recurrence of the non-compliance.

The permittee shall be responsible for any and all damages, which may result and may be subject to enforcement action by the Department for penalties or for revocation of this permit.

G.9 In accepting this permit, the permittee understands and agrees that all records, notes, monitoring data and other information relating to the construction or operation of this permitted source which are submitted to the Department may be used by the Department as evidence in any enforcement case involving the permitted source arising under the Florida Statutes or Department rules, except where such use is prescribed by Sections 403.73 and 403.111, Florida Statutes. Such evidence shall only be used to the extent it is consistent with the Florida Rules of Civil Procedure and appropriate evidentiary rules.

G.10 The permittee agrees to comply with changes in Department rules and Florida Statutes after a reasonable time for compliance, provided, however, the permittee does not waive any other rights granted by Florida Statutes or Department rules.

G.11 This permit is transferable only upon Department approval in accordance with Florida Administrative Code Rules 62-4.120 and 62-730.300, F.A.C., as applicable. The permittee shall be liable for any noncompliance of the permitted activity until the transfer is approved by the Department.

G.12 This permit or a copy thereof shall be kept at the work site of the permitted activity.

G.13 This permit also constitutes:

(a) Determination of Best Available Control Technology (not applicable to project);

(b) Determination of Prevention of Significant Deterioration (not applicable to project);
and

(c) Compliance with New Source Performance Standards (not applicable to project).

APPENDIX GC
CONSTRUCTION PERMIT GENERAL CONDITIONS [RULE 62-4.160, F.A.C.]

- G.14** The permittee shall comply with the following:
- (a) Upon request, the permittee shall furnish all records and plans required under Department rules. During enforcement actions, the retention period for all records will be extended automatically unless otherwise stipulated by the Department.

 - (b) The permittee shall hold at the facility or other location designated by this permit records of all monitoring information (including all calibration and maintenance records and all original strip chart recordings for continuous monitoring instrumentation) required by the permit, copies of all reports required by this permit, and records of all data used to complete the application or this permit. These materials shall be retained at least three years from the date of the sample, measurement, report, or application unless otherwise specified by Department rule.

 - (c) Records of monitoring information shall include:
 - 1. The date, exact place, and time of sampling or measurements;
 - 2. The person responsible for performing the sampling or measurements;
 - 3. The dates analyses were performed;
 - 4. The person responsible for performing the analyses;
 - 5. The analytical techniques or methods used; and
 - 6. The results of such analyses.
- G.15** When requested by the Department, the permittee shall within a reasonable time furnish any information required by law, which is needed to determine compliance with the permit. If the permittee becomes aware that relevant facts were not submitted or were incorrect in the permit application or in any report to the Department, such facts or information shall be corrected promptly.

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-XC

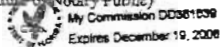
in the N/A Court, was published in said newspaper in the issues of April 25, 2005

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 Nohy
 (Signature of Notary Public)



(Name of Notary typed, printed or stamp)

Personally Known X or
 Produced Identification _____
 Type of Identification Produced _____

Legals	Legals	Legals	Legals	Legals
<p>Rinker Materials/88111 Legal Notice PUBLIC NOTICE OF INTENT TO ISSUE PERMIT MODIFICATION STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION DEP File No. 0530021-010-XC Rinker Materials of Florida, Inc. Florida Crushed 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 Crushed Stone Brooksville Facility located in Brooksville, Hernando County. This permit modification is to establish operating conditions for Unit 1 that provides reasonable assurance of compliance with dioxin/furan emission limits during power plant start up and with the raw mill down.</p> <p>A new determination of Best Available Control Technology (BACT) was not required. This 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 in 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 2600 Blair Stone Road, Mail Station #3500 Tallahassee, FL 32399-2400. 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 require, if applicable, another Public Notice.</p> <p>The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed 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 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by 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 120.603 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 120.603(J), however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt 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 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 only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 16.06, 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 petitioned and each agency's file or identification number, if known; (b) 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 petitioner must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency'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 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 26.106.501.</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, 8:30 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: (904) 488-9214 Fax: (904) 921-9533</p> <p>Florida Department of Environmental Protection Southwest District 3884 Commerce Palm Drive Tampa, Florida 34607 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 402.111, 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 850-488-9114, for additional information. April 25, 2005</p>

