

SWD INTERNAL PERMITTING MEMORANDUM

TO: Mara Grace Nasca
District Air Program Administrator

THRU: Cindy Zhang-Torres, P.E. *cy*
Air Permitting Manager

FROM: Nancy Knight *NK*
Air Permit Engineering Specialist

DATE: 04/21/2010

SUBJECT: Department-Initiated Permit Amendment for Permit No: 0830023-005-AO to revise AOR condition as it relates to calculation of SO₂ emissions Steven Counts, Inc. - Ocala facility (Tracked in ARMS PA as DEP Project 0830023-007-AO)

Day 90: Not Applicable (*Department Initiated Amendment*)

As a result of a recent discussion Dave Zell had with a consultant who was preparing the 2009 AOR for one of his asphalt plant facility clients, we became aware of an omission in the AOR specific condition as it relates to calculation of SO₂ emissions for recently issued asphalt plant permits (the permits using the recently created asphalt plant permit template).

The AOR condition that was included in the recent asphalt plant permits called for SO₂ emissions to be calculated using the AP-42 Table 1.3-1 SO₂ emission factor (for external combustion sources), with a SO₂ reduction credit of 0.1 lbs of SO₂ for each ton of asphalt produced (to account for SO₂ "scrubbed" out by the raw materials in the asphalt drum as the exhaust gas passes through). The situation that arose was that when this calculation was done for one particular facility, the annual emissions were a negative number (i.e., the reduction credit was greater than the emissions calculated with the AP-42 Table 1.3-1 emission factor). (The consultant's calculations were reviewed and verified by Dave Zell.) (*Note - This facility was using low-sulfur oil and had a very efficient fuel usage (gallon oil/ton asphalt produced) ratio.*)

The source of the reduction credit of 0.1 lbs of SO₂ for each ton of asphalt produced comes from a footnote in AP-42 Table 11.1-7 (drum mix hot mix asphalt plants) which actually says:

"Based on data for drum mix facilities, 50% of the fuel bound sulfur, up to a maximum (as SO₂) of 0.1 lb/ton of product, is expected to be retained in the product, with the remainder emitted as SO₂."

Our AOR condition did not include the "50% of the fuel bound sulfur, up to a maximum (as SO₂) of..." phrase. For low sulfur fuels and/or efficient gallon oil/ton asphalt produced ratios, the 0.1 lb/ton reduction factor can result in removal credits above 50% of the fuel bound sulfur (or even over 100%, as in the case that the consultant called us on).

To correct this, we are issuing a Department-initiated amendment to the above referenced asphalt plant permit to revise the AOR condition to include the entire text of the reduction credit note, thereby limiting the reduction credit to 50 % of the fuel bound sulfur (as SO₂). (To clarify the relationship between sulfur and SO₂ we also are including a note that 1 pound of sulfur produces 2 pounds of SO₂.)

Since this is a correction to the previous issued permit and does not involve any physical changes, change in permitted emissions, or relaxation of any requirements, a public notice is not required.

I recommend issuance of this Department-initiated amendment and submit it for your approval and signature.

MEMORANDUM

TO: Mara Grace Nasca
District Air Program Administrator

THRU: Cindy Zhang-Torres, P.E. *cf*
Air Permitting Supervisor

FROM: David Zell, Air Permitting Engineer *DZ*

DATE: 05/08/09

SUBJECT: Operation Permit 0830023-005-AO
Steven Counts Asphalt Plant # 3, Marion County

DAY 90: 08/06/09 *(90 Days from Issuance of 0830023-006-AC)*

On 01/12/09 an application was submitted for operation permit renewal for the Steven Counts, Inc. asphalt hot mix plant (Plant # 3) located SW of Ocala in Marion County. See the first page of the permit for a detailed description of the facility. Additional information was requested on 01/26/09, with a response received on 02/04/09.

As a result of a 01/16/09 inspection of the facility, it was determined that an after-the-fact construction permit and other modifications to the permit were required prior to being able to process the operation permit renewal. As a result, this AO project was considered as incomplete pending final issuance of a modification construction permit. A construction modification application (and fee) was submitted on 02/06/09, and assigned DEP Project No. 0830023-006-AC. This AC was issued Final on 05/08/09, thereby restarting the processing of the operation permit renewal project.

This operation permit is basically identical to Construction Permit 0830023-006-AC, with an operation permit renewal application submittal condition added at the end.

Issues revealed by the 01/16/09 inspection also resulted in an enforcement referral for this facility for recordkeeping issues. This referral was submitted by Max Grondahl on 01/23/09. On 03/26/09, I was sent an email with a copy of the Steven Counts, Inc. Warning Letter dated 03/25/09 attached to it. Review of the warning letter indicated that the construction-without-a-permit issue had not been included (as I erroneously thought it was going to be). I discussed the situation with Sajeda Noor, the Enforcement staff person referenced on the warning letter, and on 03/26/09 I prepared an additional enforcement referral form as an addendum referral to be considered for inclusion in the warning letter enforcement meeting/ teleconference with the company and in any subsequent consent order.

Review of the compliance test information in ARMS showed that the permittee had successfully completed the required PM and VE tests for 2008 (done on 09/29/08).

Email responses (2) concerning this application were received from the enforcement section on 01/21/09 (see permit files for copies of these emails). At the time of the response there had not yet been a formal enforcement referral for this facility, but it was noted that one was expected. I accompanied Max Grondahl, the assigned inspector, on the 01/16/09 inspection of the facility. Max and I discussed the issues associated with this facility and its permit (which needed to be modified) before, during and after our inspection trip, so a memo from him was not necessary.

I recommend that this operation permit renewal permit be sent out as attached, and submit it for your review and approval.



February 3, 2009

Mr. David Zell
Air Permitting Engineer
F.D.E.P. - Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Dept. of Environmental
Protection

FEB 04 2009

RE: Steven Counts, Inc Asphalt Plant #3 (Ocala)
Request for additional Information Southwest District
DEP Project Number 0830023-005-AF
AO

Dear Mr. Zell:

We have prepared this response to your letter requesting additional information addressed to Mr. Steven Counts, dated January 26, 2009. In the previously submitted permit renewal application (December 2008), this facility requested an increase in the maximum hourly permitted production rate from 150 tons per hour (TPH) to 267 TPH. However, based on the burner rating, the baghouse air-to-cloth ratio and overall plant design, the maximum production rate of this asphalt plant is 400 TPH and the application is modified to reflect this rate.

Based on operating constraints such as aggregate type and moisture content the production rate will never be this high. In the September 2008 stack test, the facility tested at an average output process rate of 243.3 TPH. The facility is requesting the following additional changes to their air operating permit as part of the renewal application process:

1. Remove the limitation on maximum hours of operation currently stated in Specific Condition No. 3.

2. Remove the requirement to maintain a specific pressure drop range in the pulse-jet baghouse per Specific Condition No. 7. This facility will still be required to keep daily records of the baghouse pressure drop.
3. Maintain fuel usage recordkeeping based on monthly fuel deliveries rather than record actual daily fuel usage amounts.
4. Maximum design production rate is 400 TPH. The plant will not exceed 500,000 Tons/ consecutive 12-months.

This facility is requesting no changes to the current permitted fuels, which are limited to on-specification used oil with a sulfur content $\leq 1.0\%$ and new virgin No. 2 oil. If the facility decides in the future to add additional fuels, they will submit a construction permit addressing these changes.

The monthly recordkeeping will be updated to meet the operating record requirements stated in Specific Condition No. 25 of the current permit. These updates include:

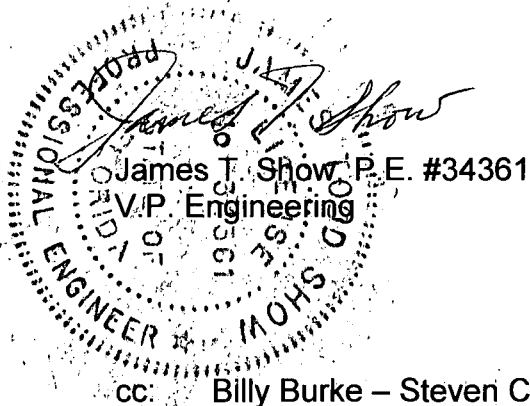
- Monthly operating records for asphalt production, fuel usage and operating hours will be changed from a calendar year basis to a rolling 12-consecutive month basis.
- The process records will be maintained for the tons of asphalt production.
- Actual hours of operation for the asphalt drum mixer (i.e., the time the burner is operating).

Around April of 2007, the asphalt drum mixer was replaced converting the plant from a parallel continuous mix plant to a counterflow continuous mix plant. The

maximum heat input rating of the drum mixer burner is 100 MMBtu/hour (720 gallons/hr of used on specification fuel oil at 140,000 BTU/gallon).

If you have any questions, please call me at (407) 298-2282 or e-mail me at sara@grovescientific.com .

Respectfully,
GROVE SCIENTIFIC & ENGINEERING COMPANY



Sara Greivell
Sara Greivell
Environmental Scientist

cc: Billy Burke – Steven Counts, Inc.
Steve Counts – Steven Counts, Inc

SCI Plant 3 RAI Sub to FDEP 09/ 328260 / 020309



Florida Department of Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

March 25, 2009

**CERTIFIED MAIL NO. 7007 0710 0003 0138 8328
RETURN RECEIPT REQUESTED**

Mr. Steve Counts, President
Steven Counts, Inc.
10395 SE Sunset Harbor Rd
Summerfield, FL 34491

Subject: Warning Letter No: WL09-0003AS42SWD
Steven Counts, Inc. (fka: Central Florida Aggregate, Inc.)
Facility ID No: 0830023
Marion County

Dear Mr. Counts:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible and to seek your cooperation in resolving the matter. A review of Central Florida Aggregate's files indicates violations of Florida Statutes and Rules may exist at your asphalt plant located at 9765 SW State Road 200, Ocala, Marion County, Florida, as noted below.

1. Facility failed to submit the 2006 Annual Operating Report by the deadline of March 1, 2007, as specified in Specific Condition No. 29 of Air Permit 0830023-003-AO, in reference to Rules 62-210.370(3)(a)4. and 62-210.300(3)(c)2.h. of the Florida Administrative Code (F.A.C.)
2. Facility exceeded maximum throughput of 150 tons/hour daily average as specified in Specific Condition No. 3, in reference to Rules 62-4.070(3), 62-210.300(3)(c)1.a, and 62-210.200, F.A.C.
3. Facility failed to maintain a logbook of the baghouse pressure drop as specified in Specific Condition 27 of Air Operation Permit 0830023-003-AO.

Florida Statutes, Chapter 403.161(1)(b) states that it shall be a violation of this chapter, and it shall be prohibited for any person to fail to obtain any permit required by this chapter or by rule or regulation, or to violate or fail to comply with any rule, regulation, order, permit, or certification adopted or issued by the Department pursuant to its lawful authority.

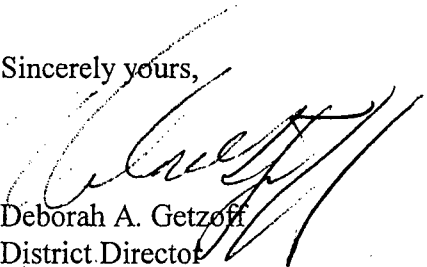
Mr. Steven Counts, President
Steven Counts, Inc. (fka: Central Florida Aggregate, Inc.)
Warning Letter No: WL09-0003AS42SWD
Page 2 of 2

The conditions revealed by the file review and any other activities at your facility that may be contributing to violations of the above-described statutes or rules should be ceased. Operation of a facility in violation of state statutes or rules may result in liability for damages and restoration, and the judicial imposition of civil penalties up to \$10,000 per violation per day pursuant to Sections 403.141 and 403.161, Florida Statutes.

You are requested to contact Sajeda Noor at (813) 632-7600, Extension 129, or at Sajeda.Noor@dep.state.fl.us, within fifteen (15) days of receipt of this Warning Letter to arrange a meeting or teleconference with Department personnel to discuss this matter. You may bring anyone with you to the meeting that you feel could help resolve this matter. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred.

Please be advised this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolution of this matter.

Sincerely yours,



Deborah A. Getzoff
District Director
Southwest District

3/24/09
Date

cc: Mr. Billy Burkey, Steven Counts, Inc.
Ms. Dianne Spingler, FDEP/DARM

Zell, David

From: Zell, David
Sent: Monday, February 02, 2009 3:10 PM
To: 'Sara Greivell'
Cc: bburke@scipaveit.com; bruno@grovescientific.com; Grondahl, Max; Zhang-Torres
Subject: RE: Request for Additional Information for Air Operation Permit Renewal Application for Steven Counts Asphalt Plant # 3 (DEP Project 0830023-005-AF)

Sara,

I reviewed the draft letter and it responds to all the issues raised in my RAI letter. However the responses raise several additional issues.

1. It certainly is best to permit a process for its design capacity – that way it is unlikely it can be or ever will be exceeded. It should be noted, however, that Rule 62-297.310(2), F.A.C. (Operating Rate During Testing), requires that compliance testing be conducted while an emissions unit is operating at permitted capacity, which is defined as 90-100% of the maximum operating rate allowed by the permit. If this is not practical, then the unit may be tested at a lower rate, but subsequent operation is limited to 110% of the tested rate until a new test at a higher rate is conducted. What this means for this plant is that, in order to be allowed operate at up to the 400 TPY permitted design capacity, the unit would need to be tested while operating at 360 TPY (90% of 400 TPY) or higher. Based on the operating rate during the Sept. 2008 test, the drum mix plant would be limited to a maximum production rate of 267.6 TPY (110% of 243.3 TPH test rate) until such time as it was tested at a higher rate. (The above will be included in a condition of the operation permit renewal).
2. Any change in mixer drum size and/or drum mixer burner heat input rating which will result in an increase in the TPH production capacity off the plant requires an air construction permit prior to making the physical changes. This should have been done when the plant was converted to a counterflow continuous mix plant and the drum mixer burner replaced with one with a higher heat input capacity (from 63.0 to 100 MMBtu/hour). After reviewing this new development with the SWD Air Permitting Supervisor, it has been determined that the facility must now obtain an after-the-fact air construction permit for this past plant modification. This will require submittal of a construction permit application, along with a construction permit application processing fee (\$250 for a minor modification based on no increase in potential emissions since the facility will still be subject to the same 500,000 TPY production limit and 1.2 million gallons year fuel use limit). This procedure is consistent with how we have handled similar situations at other asphalt mix plants that have changed out drums and burners. The operation permit renewal project will be processed with the after-the-fact construction permit project in one combined document, with a public notice requirement as described in my initial RAI letter.

If you have any questions concerning this response please contact me, or my supervisor, Cindy Zhang-Torres (she can be contacted at the email address in the cc block above, or at Ext. 107).

David Zell
FDEP SWD District (Tampa)
Air Permit Engineer

PHONE: 813-632-7600 extension 118
FAX: 813-632-7668



Please consider the environment before printing this email.

From: Sara Greivell [mailto:sara@grovescientific.com]
Sent: Friday, January 30, 2009 1:58 PM
To: Zell, David
Cc: bburke@scipaveit.com; bruno@grovescientific.com
Subject: Re: Request for Additional Information for Air Operation Permit Renewal Application for Steven Counts Asphalt Plant # 3 (DEP Project 0830023-005-AF)

Hi David,

As discussed today, attached is a draft copy of the response to the Department's request for additional information. Please review and let me know if you have any further questions/comments/concerns.

Thank you,
Sara

On Mon, Jan 26, 2009 at 10:45 AM, Zell, David <David.Zell@dep.state.fl.us> wrote:

Please find attached an MS Word document electronic file of the Request for Additional Information (RAI) letter for the above FDEP SW District Air Program permit application project. The official signed hard copy of this letter was sent to Mr. Steven Counts by US Mail on 01/26/09.

Please let me know via email if you have any questions concerning this letter.

David Zell
FDEP SWD District (Tampa)
Air Permit Engineer

PHONE: 813-632-7600 extension 118
FAX: 813-632-7668



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"This staff assessment is preliminary and is designed to assist in the review of the application prior to final agency action. The comments provided herein are not the final position of the Department and may be subject to revision pursuant to additional information and further review."

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.

--
Sara Greivell
Environmental Scientist
Grove Scientific & Engineering
Phone: 407-298-2282 ext.108
Fax: 407-290-9038
sara@grovescientific.com

Zell, David

From: Sara Greivell [sara@grovescientific.com]
Sent: Friday, January 30, 2009 1:58 PM
To: Zell, David
Cc: bburke@scipaveit.com; bruno@grovescientific.com
Subject: Re: Request for Additional Information for Air Operation Permit Renewal Application for Steven Counts Asphalt Plant # 3 (DEP Project 0830023-005-AF)
Attachments: Steven Counts Asphalt Plant 3 - Draft Response to RAI.doc

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Thank you,
Sara

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Please let me know via email if you have any questions concerning this letter.

David Zell
FDEP SWD District (Tampa)
Air Permit Engineer

PHONE: 813-632-7600 extension 118
FAX: 813-632-7668



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--
Sara Greivell
Environmental Scientist

January 30, 2009

DRAFT

Mr. David Zell
Air Permitting Engineer
F.D.E.P. - Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

**RE: Steven Counts, Inc Asphalt Plant #3 (Ocala)
Request for additional Information
DEP Project Number 0830023-005-AF**

Dear Mr. Zell:

We have prepared this response to your letter requesting additional information addressed to Mr. Steven Counts, dated January 26, 2009. In the previously submitted permit renewal application (December 2008), this facility requested an increase in the maximum hourly permitted production rate from 150 tons per hour (TPH) to 267 TPH. However, based on the burner rating, the baghouse air-to-cloth ratio and overall plant design, the maximum production rate of this asphalt plant is 400 TPH and the application is modified to reflect this rate. *

Based on operating constraints such as aggregate type and moisture content the production rate will never be this high. In the September 2008 stack test, the facility tested at an average output process rate of 243.3 TPH. The facility is requesting the following additional changes to their air operating permit as part of the renewal application process:


1. Remove the limitation on maximum hours of operation currently stated in Specific Condition No. 3.

2. Remove the requirement to maintain a specific pressure drop range in the pulse-jet baghouse per Specific Condition No. 7. This facility will still be required to keep daily records of the baghouse pressure drop.
3. Maintain fuel usage recordkeeping based on monthly fuel deliveries rather than record actual daily fuel usage amounts.
4. Maximum design production rate is 400 TPH. The plant will not exceed 500,000 Tons/ consecutive 12-months.

This facility is requesting no changes to the current permitted fuels, which are limited to on-specification used oil with a sulfur content $\leq 1.0\%$ and new virgin No. 2 oil. If the facility decides in the future to add additional fuels, they will submit a construction permit addressing these changes.

The monthly recordkeeping will be updated to meet the operating record requirements stated in Specific Condition No. 25 of the current permit. These updates include:

- Monthly operating records for asphalt production, fuel usage and operating hours will be changed from a calendar year basis to a rolling 12-consecutive month basis.
- The process records will be maintained for the tons of asphalt production.
- Actual hours of operation for the asphalt drum mixer (i.e., the time the burner is operating).

Around April of 2007, the asphalt drum mixer was replaced converting the plant from a parallel continuous mix plant to a counterflow continuous mix plant. The maximum heat input rating of the drum mixer burner is 100 MMBtu/hour (720 

gallons/hr of used on specification fuel oil at 140,000 BTU/gallon).

If you have any questions, please call me at (407) 298-2282 or e-mail me at sara@grovescientific.com .

Respectfully,
GROVE SCIENTIFIC & ENGINEERING COMPANY

Sara Greivell
Environmental Scientist

cc: Billy Burke – Steven Counts, Inc.
Steve Counts – Steven Counts, Inc

SCI Plant 3 RAI Sub to FDEP 09/ 328260 / 012709



Florida Department of Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

January 26, 2009

Mr. Steven Counts, President
Steven Counts, Inc.
3601 S.W. 38th Avenue
Ocala, Florida 34474

RE: Request for Additional Information (RAI)
Air Operation Permit Renewal Application for Steven Counts, Inc. Asphalt Plant #3 (Ocala)
(DEP Project No. 0830023-005-AF)

Dear Mr. Counts:

On January 12, 2009, the Department received your air pollution operation permit renewal application for Asphalt Plant # 3 located at 9765 SW State Road 200, SW of Ocala in Marion County. In order to continue processing the application, the Department will need the following additional information pursuant to Rule 62-4.055(1), F.A.C. This letter is also based on discussions with Mr. Billy Burke, the SCI Asphalt Production Superintendent, during my January 16, 2009 visit to the facility.

The operation permit renewal application requested an increase in the maximum permitted production rate (Specific Condition No. 3 of current Air Operation Permit 0830023-003-AO) from 150 tons per hour to 267 tons per hour (daily average rate). During the facility visit we also discussed other potential changes to the operation permit including the following:

1. Removing the limitation on maximum hours of operation currently contained in Specific Condition No. 3.
2. Removing the (Specific Condition No. 7) requirement to maintain a specific pressure drop range in the asphalt plant baghouse (daily recordkeeping of baghouse pressure drop would still be required).
3. Including the option to base fuel usage recordkeeping on monthly fuel deliveries rather than daily usage.

Please respond by requesting which of these changes you are requesting be made as part of the operation permit renewal, along with any other permit changes you wish to request.

Since this facility has never been issued a federally enforceable air construction permit, the changes referenced above can be made without requiring a modification air construction permit. In order to now make these permit condition changes (and other conditions in the permit) federally enforceable, the Department will make these revisions in a Federally Enforceable State Operation Permit (FESOP) in accordance with Rule 62-210.300, F.A.C. This will require that you have a public notice published in a locally available newspaper and provide the Department with a proof of publication. You will be receiving a Notice of Intent to Issue which will instruct you as to what you need to do, along with the

language for the public notice, and a Draft operation permit for you to review and comment on if you wish.

During the facility visit we also discussed adding additional permitted fuel oils (facility is currently limited to on-spec used reclaimed oil with sulfur content $\leq 1.0\%$ and new virgin No. 2 oil), but that would require a construction permit and submission of a long form construction permit application with the associated application processing fee.

It should also be noted that the monthly operating records for production, fuel usage and operating hours were being kept in terms of calendar year to date rather than on a rolling 12-consecutive month basis as required by the current operation permit (Specific Condition No. 25). It should also be clarified that the process records that are to be maintained are for asphalt production (not raw material loaded or asphalt loaded out to trucks) and hours of operation of the asphalt drum mixer (not hours of operation of other activities at the facility). Necessary changes to the recordkeeping procedures should be made to address these issues.

In a January 23, 2009 phone conversation with Mr. Billy Burke, it was confirmed that in approximately April of 2007, the plant's asphalt drum mixer was replaced and the plant was converted from a parallel continuous mix plant to a counterflow continuous mix plant. Please confirm that the maximum heat input rating of the drum mixer burner is still 63.0 MMBtu/hour as shown on the current facility operation permit. If not, please state the correct maximum heat input rate.

In accordance with Rule 62-4.055(1), F.A.C., the applicant has 90 days to submit the requested information to the Department. If an applicant requires more than 90 days in which to respond the applicant may notify the Department in writing of the circumstances, at which time the application will be held in active status for one additional period of up to 90 days. Additional extensions shall be granted for good cause. Failure of an applicant to provide the timely requested information by the applicable deadline shall result in denial of the application.

If you have any questions, please contact me via email at david.zell@dep.state.fl.us or call me at (813) 632-7600, extension 118.

Sincerely,



David Zell
Air Permitting Engineer
Southwest District Office

DRZ/

Electronic copies sent to:

Mr. Billy Burke, Asphalt Production Superintendent, SCI Materials
(sent via email to: bburke@scipaveit.com)

Mr. Bruno Ferraro, President, Grove Scientific & Engineering Company
(sent via email to: bruno@grovescientific.com)

Zell, David

From: Zell, David
Sent: Monday, January 26, 2009 10:46 AM
To: 'bburke@scipaveit.com'
Cc: 'bruno@grovescientific.com'; 'sara@grovescientific.com'; Grondahl, Max
Subject: Request for Additional Information for Air Operation Permit Renewal Application for Steven Counts Asphalt Plant # 3 (DEP Project 0830023-005-AF)
Attachments: 0830023.005.af.Steven Counts.RAI.doc

Please find attached an MS Word document electronic file of the Request for Additional Information (RAI) letter for the above FDEP SW District Air Program permit application project. The official signed hard copy of this letter was sent to Mr. Steven Counts by US Mail on 01/26/09.

Please let me know via email if you have any questions concerning this letter.

David Zell
FDEP SWD District (Tampa)
Air Permit Engineer

PHONE: 813-632-7600 extension 118
FAX: 813-632-7668



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Zell, David

From: Falandysz, Cynthia
Sent: Wednesday, January 21, 2009 9:11 AM
To: Noor, Sajeda; Zell, David
Cc: Zhang-Torres; Henry, Danielle D.
Subject: RE: Steven Counts 0830023-005-AO

Hi All,

This is a new non-compliance issue in ARMs. I have not received the formal enforcement case referral yet. So, it is not official an enforcement case. I realize you will have deadlines for your permitting review. Danielle/Cindy – What is the status of this referral?

Thanks

Cindy Falandysz
Florida Department of Environmental Protection
Air Resource Management
13051 N. Telecom Parkway
Temple Terrace, FL 33637-0926
813.632.7600, extension 123
email: Cynthia.Falandysz@dep.state.fl.us

From: Noor, Sajeda
Sent: Wednesday, January 21, 2009 8:53 AM
To: Zell, David
Cc: Zhang-Torres; Henry, Danielle D.; Falandysz, Cynthia
Subject: RE: Steven Counts 0830023-005-AO

Dear Dave,

I have checked ARMS modules and, as I'm sure you are aware, there is **one** open enforcement case regarding the following possible violations, logged on 1/16/2009:

- Exceedance of daily average maximum throughput.
- Records not maintained according to permit.
- Baghouse operation records not maintained.
- Baghouse operation parameters not met during most recent testing.

This enforcement is not yet available in the compliance files. There are **no** closed enforcement cases from within the past five years in either ARMS or compliance files.

If you require further information, please let me know.

Regards,

Sajeda Noor
Environmental Specialist I
Florida Department of Environmental Protection
Division of Air Resources

Zell, David

From: Noor, Sajeda
Sent: Wednesday, January 21, 2009 8:53 AM
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Regards,

Sajeda Noor
Environmental Specialist I
Florida Department of Environmental Protection
Division of Air Resources
13051 North Telecom Parkway
Temple Terrace, FL 33637
Phone: 813.632.7600 X129
Fax: 813.632.7668

Please note: Florida has a very broad public records law. Most written communications to or from state officials regarding state business are public records available to the public and media upon request. Your e-mail communication may therefore be subject to public disclosure.

From: Zhang-Torres
Sent: Monday, January 12, 2009 4:12 PM
To: Grondahl, Max; Noor, Sajeda
Cc: Henry, Danielle D.; Zell, David
Subject: Steven Counts 0830023-005-AO

Company Name/Site: Steven Counts, Inc.
Project Number: 0830023-005-AO
Receipt Date: 01/12/09
Response Due Date: 01/26/09

Assigned Inspector: Max Grondahl

Last Facility Inspection (ARMS): 3/16/07

Zell, David

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Permit Engineer: Dave Zell

This is an operation permit renewal application for an asphalt plant. Please let the Permit Engineer know by the date above if you have any changes for the permit, items to add to a potential incompleteness letter, or any other concerns you may have with this project.

Thanks.

Cindy

Cindy Zhang-Torres, PE III
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