



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

April 14, 2010

Sent by Electronic Mail – Received Receipt Requested

Cary Cohrs, President
American Cement Company, L.L.C.
P.O. Box 445
Sumterville, FL 33585

Re: Project No. 1190042-005-AC, PSD-FL-361D
Extension of Air Construction Permit No. 1190042-004-AC, PSD-FL-361C
Natural Resources of Central Florida
dba American Cement Company, L.L.C.
Sumterville Cement Plant

Dear Mr. Cohrs:

On April 8, 2009, American Cement Company requested a second extension of the expiration date of air construction permit No. 1190042-004-AC, PSD-FL-361C for the Sumterville Cement Plant located in Sumter County at 4750 E. County Road 470 in Sumterville, Florida. Construction is essentially complete and initial compliance and performance testing has begun. The initial compliance testing for the kiln and initial RATA for the continuous emissions monitors has been completed. The remaining work includes visible emission testing. Based on the economy and decreased demand for cement production the company plans restarting the kiln when there is a demand for cement to finish the compliance testing. American Cement Company requests the additional time to perform the required tests and submit a timely Title V operation permit. Based on the circumstances and information provided, the Department approves this request.

Determination: The expiration date is hereby extended from **June 30, 2010** to **March 1, 2011** to provide the necessary time to complete construction and submit a complete application for a Title V air operation permit. This permitting action does not authorize any new construction. A copy of this letter shall be filed with the referenced permit and shall become part of the permit. This permitting decision is issued pursuant to Chapter 403, Florida Statutes.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, and 62-212 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and an air permit is required to perform the proposed work. The Department of Environmental Protection's Bureau of Air Regulation is the Permitting Authority responsible for making a determination for this project. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida 32301. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/488-0114.

Petitions: A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed with (received by) the Department's Agency Clerk in the Office of

General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2241 / Facsimile: 850/245-2303). Petitions must be filed within 14 days of receipt of this permit extension. 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 (in a proceeding initiated by another party) will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, 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 and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; 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 proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact; (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 including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the agency to take with respect to the agency's proposed action. 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.

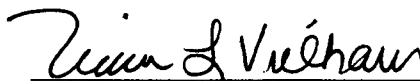
Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Permitting Authority's final action may be different from the position taken by it in this written notice. Persons whose substantial interests will be affected by any such 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.

Mediation: Mediation is not available in this proceeding.

Effective Date: This permitting decision is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition pursuant to Rule 62-110.106, F.A.C., and the petition conforms to the content requirements of Rules 28-106.201 and 28-106.301, F.A.C. Upon timely filing of a petition or a request for extension of time, this action will not be effective until further order of the Department.

Judicial Review: Any party to this permitting decision (order) has the right to seek judicial review of it under Section 120.68, F.S., 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 30 days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.



Trina Vielhauer, Chief
Bureau of Air Regulation

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Extension of Air Permit was sent by electronic mail (or a link to these documents made available electronically on a publicly accessible server) with received receipt requested before the close of business on 4/14/10 to the persons listed below.

Cary Cohrs, American Cement Company, L.L.C. (ccohrs@americacementcompany.com)

Ms. Kathleen Forney, EPA Region 4 (forney.kathleen@epa.gov)

Ms. Ana M. Oquendo, EPA Region 4 (oquendo.ana@epa.gov)

Ms Heather Abrams, EPA Region 4 (abrams.heather@epa.gov)

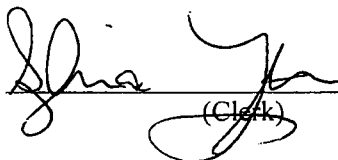
Steven C. Cullen, Koogler & Associates, Inc. (scullen@kooglerassociates.com)

Cindy Zhang-Torres, DEP SW District (cindy.zhang-torres@dep.state.fl.us)

Victoria Gibson, DEP BAR Reading File (victoria.gibson@dep.state.fl.us)

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)

4/14/10
(Date)

Prickett, Patricia

From: Zhang-Torres
Sent: Thursday, April 15, 2010 9:30 AM
To: Prickett, Patricia
Subject: FW: AMERICAN CEMENT COMPANY, LLC - SUMTERVILLE CEMENT PLANT; 1190042-004-AC/PSD-FL-361D - Extension

From: Livingston, Sylvia
Sent: Wednesday, April 14, 2010 3:52 PM
To: 'ccohrs@americacementcompany.com'
Cc: 'scullen@kooglerassociates.com'; 'forney.kathleen@epa.gov'; 'oquendo.ana@epa.gov'; 'abrams.heather@epa.gov'; Zhang-Torres; Gibson, Victoria; 'dee_morse@nps.gov'; 'jkoogler@kooglerassociates.com'; DeVore, Christy; Koerner, Jeff; Walker, Elizabeth (AIR)
Subject: AMERICAN CEMENT COMPANY, LLC - SUMTERVILLE CEMENT PLANT; 1190042-004-AC/PSD-FL-361D - Extension

Dear Sir/ Madam:

Attached is the official **Notice of Final Permit** for the project referenced below. Click on the link displayed below to access the permit project documents and send a "reply" message verifying receipt of the document(s) provided in the link; this may be done by selecting "Reply" on the menu bar of your e-mail software, noting that you can view the documents, and then selecting "Send".

Note: We must receive verification that you are able to access the documents. Your immediate reply will preclude subsequent e-mail transmissions to verify accessibility of the document(s).

Click on the following link to access the permit project documents:

http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf_permit_zip_files/1190042.005.AC.F_pdf.zip

Owner/Company Name: AMERICAN CEMENT COMPANY, LLC
Facility Name: SUMTERVILLE CEMENT PLANT
Project Number: 1190042-005-AC / PSD-FL-361D
Permit Status: FINAL
Permit Activity: CONSTRUCTION/ Extension
Processor: Christy DeVore

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. Access these documents by clicking on the link provided above, or search for other project documents using the "Air Permit Documents Search" website at <http://www.dep.state.fl.us/air/emission/apds/default.asp>.

Permit project documents are addressed in this email may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible, and verify that they are accessible. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record. If you have any problems opening the documents or would like further information, please contact the Florida Department of Environmental Protection, Bureau of Air Regulation at (850)488-0114.

Sylvia Livingston

Bureau of Air Regulation
Division of Air Resource Management (DARM)
850/921-9506
sylvia.livingston@dep.state.fl.us

Note: The attached 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> .

Prickett, Patricia

From: Zhang-Torres
Sent: Tuesday, April 13, 2010 9:01 AM
To: Prickett, Patricia
Subject: FW: American Cement, LLC - Sumterville Cement Plant (1190042-005-AC/ PSD-FL-361D)

From: Livingston, Sylvia
Sent: Friday, April 09, 2010 4:31 PM
To: forney.kathleen@epa.gov; abrams.heather@epa.gov; catherine_collins@fws.gov
Cc: Zhang-Torres; DeVore, Christy; Walker, Elizabeth (AIR)
Subject: American Cement, LLC - Sumterville Cement Plant (1190042-005-AC/ PSD-FL-361D)

A new **PSD Permit Application** has been received at FL Department of Environmental Protection Div. of Air Resource Management and is currently under review.

Link to Permit Application Documents:

<http://arm-permit2k.dep.state.fl.us/psd/1190042/00004B06.pdf>

ARMS PA Project ID:	1190042-005-AC
PSD-FL-	361D
Facility Name:	American Cement, LLC
Florida County:	Sumter
Project Description:	Extend Expiration
Permit Application Processor:	Christy DeVore
Processor Phone:	(850) 921-8968
Processor Email Address:	Chrity.DeVore@dep.state.fl.us
Received in-house:	4/8/10

Please direct any questions regarding this permit application to the permit application processor. If you have any problems accessing these documents please let me know.

Thanks,

Sylvia Livingston
Bureau of Air Regulation
Division of Air Resource Management (DARM)
Department of Environmental Protection
850/921-9506
sylvia.livingston@dep.state.fl.us

Sylvia Livingston

Bureau of Air Regulation
Division of Air Resource Management (DARM)
Department of Environmental Protection
850/921-9506
sylvia.livingston@dep.state.fl.us

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.

RECEIVED

APR 08 2010

BUREAU OF
AIR REGULATION

April 6, 2010



KOOGLER & ASSOCIATES, INC.
ENVIRONMENTAL SERVICES
4014 NW 13th STREET
GAINESVILLE, FL 32609-1923
352/377-5822 • FAX/377-7158

Jeff Koerner
Professional Engineer - Administrator
New Source Review
Bureau of Air Regulation (BAR)
Division of Air Resource Management
2600 Blair Stone Road, M.S. 5500
Tallahassee, Florida 32399-2400

Subject: American Cement Company, L.L.C. *1190042-005-AC PSD-FL-361D*
DEP File No. *1190042-001-AC, PSD-FL-361* as extended by 004-AC
Sumterville Plant, Sumter County
Request to Extend Permit Expiration beyond June 30, 2010

Dear Mr. Koerner,


The permittee is requesting a 6-month extension of the referenced permit to allow sufficient time to complete required testing, submit test reports, and submit an application for a Title V operation permit to the Department. This request is being submitted to the Bureau of Air Regulation of the Florida Department of Environmental Protection with a copy also being submitted to the Compliance Authority (Air Resources Section of the Department's Southwest District Office).

In accordance with Section II., Condition 4, of the permit; the permittee may request that the PSD air construction permit be extended. This request is being submitted to the Department's Bureau of Air Regulation at least sixty (60) days prior to the expiration of the permit. In accordance with Section II., Condition 8, of the permit; the permittee shall apply for a Title V operation permit at least 90 days prior to expiration of this permit and shall submit the appropriate application form and compliance test results.

Plant construction is essentially complete and initial compliance testing is ongoing. Additional time is needed to complete compliance testing, prepare reports, and prepare the Title V permit application. As this work can not be completed prior to March 30, 2010; we are requesting that the permit be extended until **December 31, 2010.**

Thank you in advance for your review and approval of this request.

Regards,


Steven C. Cullen, P.E.
Koogler & Associates, Inc.

Consultant to American Cement Company, L.L.C.

Copies: Air Resources Section, FDEP Southwest District
13051 N. Telecom Parkway, Temple Terrace, FL 33637-0926

Cary Cohrs – American Cement Company, L.L.C.