



Florida Department of Environmental Protection

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

Charlie Crist
GOVERNOR

John DeFoor
COMMISSIONER

William W. Smith
SECRETARY

March 11, 2008

Sent by Electronic Mail -- Received Receipt Requested

Mr. Cary O. Cohrs, President
American Cement Company
P.O. Box 1209
Anthony, Florida 32617

Re: Project No. 1190042-003-AC (PSD-FL-361B)
Sumterville Cement Plant
Permit Amendment for On-Specification Used Oil in Raw Mill Air Heater

Dear Mr. Cohrs:

On January 22, 2008, the American Cement Company requested authorization to fire on-specification used oil in the raw mill air heater, which is under construction at the Sumterville Cement Plant. The air heater is currently permitted to fire natural gas and distillate oil. On February 28, 2008, we received additional information by e-mail that the on-specification used oil fired in the air heater would be included in the current cap for the pyroprocessing system (1,500,000 gallons during any consecutive 12 months). There will not be any emissions increases from this change.

Determination: All emissions from this air heater will pass through the same baghouse and stack as the pyroprocessing system. Since this change will not increase emissions, the Department approves the request as an amendment and Condition 10 in Section III.C. of the permit is changed as follows. Additions are highlighted with double underlines and deletions with ~~strikethrough~~.

"10. Authorized Fuels: Only the following authorized fuels shall be fired in the pyroprocessing system (kiln and calciner): coal, petroleum coke, whole or chipped tires, natural gas, and No. 2 fuel oil and/or on-specification used oil fuel. The maximum heat input rate to the pyroprocessing system (kiln and calciner) shall not exceed 9,600 MMBtu per day (nominally 400 MMBtu/hr).

- a. The maximum heat input rate from firing whole or chipped tire derived fuel (TDF) shall not exceed 15% of the total pyroprocessing heat input rate (kiln and calciner) and shall not exceed 60 MMBtu per hour. The remaining 85% of the total pyroprocessing heat input rate shall be from the firing of other authorized fuels. TDF shall be directly fed into the kiln system at the transition section between the base of the calciner and the point where gases exit the kiln. The tire feed mechanism shall be designed with an airlock/gate system. Tires shall be stored, handled and managed in accordance with the provisions of Chapter 62-711, F.A.C.
- b. The air heater shall fire only natural gas, on-specification used oil or distillate fuel oil (No. 2 or No. 4) with a design maximum heat input rate of 36 MMBtu per hour.
- c. The firing of "on-specification" used oil fuel shall not exceed 1000 gallons per hour (kiln and calciner) and 1,500,000 gallons during any consecutive 12 months (kiln, calciner and raw mill air heater). On-specification used oil fuel shall meet the following specifications:

1000 Gallons per Hour
1,500,000 Gallons

1. Arsenic shall not exceed 5.0 ppm;
2. Cadmium shall not exceed 2.0 ppm;
3. Chromium shall not exceed 10.0 ppm;
4. Lead shall not exceed 100.0 ppm;
5. Total halogens shall not exceed 1000 ppm; and
6. Flash point shall not be less than 100° F.

Used oil fired as a fuel may be generated from on site sources or purchased from a vendor. Used oil shall not contain any PCB's. [40 CFR 279.61; 40 CFR 761.20(e); Rule 62-4.070(3), F.A.C.]

[Rules 62-4.070(3) and 62-210.200(PTE), F.A.C.; Application No. 1210465-014-AC]"

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.

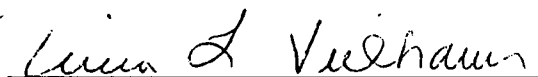
Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Permitting Authority's final action may be different from the position taken by it in this written notice. Persons whose substantial interests will be affected by any such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

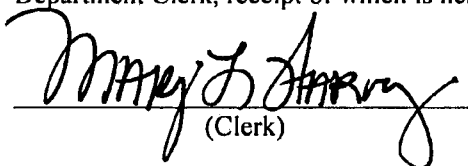
CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this permit amendment was sent by electronic mail with received receipt requested before the close of business on 3/11/08 to the persons listed below.

Mr. Cary O. Cohrs, American Cement Company (ccohrs@americacementcompany.com)
Mr. George Townsend, American Cement Company (gtownsend@americacementcompany.com)
Mr. John Koogler, Koogler & Associates (jkoogler@kooglerassociates.com)
Ms. Mara Nasca, SWD Office (mara.nasca@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) 3/11/08
(Date)