

Ajias Paving

FAX TRANSMITTAL PAGE

DATE: 1/31/01

FROM: CFTL

FAX NO.: 1-727-299-0023

TO: Bill Leffer

COMPANY: FDEP Permitting

FAX NO.: 850-922-6979

WE ARE SENDING YOU:

PROPOSAL: _____

REPORT: _____

LETTER: Copy of letter you requested

DRAWING: _____

LITERATURE: _____

SPECIFICATIONS: _____

OTHER: _____

ADDITIONAL COMMENTS: _____

If you did not receive this transmission, please call: (727)572-9797 Tampa Bay Area
(800)248-CFTL Florida

PAGE 1 OF *4*

Central Florida Testing Laboratories, Inc.

Testing Development and Research

12025 - 40TH STREET NORTH • CLEARWATER, FL 33762

TAMPA BAY AREA (727) 572-9797

FLORIDA 1-800-248-CFTL

FAX (727) 299-0023

August 9, 2000

Mr. Christopher L. Kirts, P.E.
State of Florida
Department of Environmental Protection
7825 Baymeadows Way, Suite B200
Jacksonville, Florida 32256-7590

**Subject: APAC of Florida, Inc. - Tampa Division
FDEP File No. 7774805-002-AO
Construction Permit - Response Letter**

Dear Mr. Kirts:

I have reviewed your letter addressed to Mr. L.F. Rollins, APAC Florida, Inc., requiring additional information regarding the modification to operation permit application for the above mentioned facility, that was submitted to your office. Please consider the following information in response to this letter:

1) Page 5 of the modification to operation permit indicates a check mark in Category III for Air construction permit to construct or modify one or more emission units within a facility (including any facility classified as a Title V source). Page 6 of the application, reference: Construction/Modification Information, clearly indicates the intention of this application, stating that, This project consists of the modification to this facility's FDEP Operation Permit, to allow this Portable - 250 tph Astec Industries, Inc., Double Drum Mix Asphalt Plant, Model No. RDB3508 to burn No. 5 "on-spec" with a 0.5% sulfur limit to be burned by the plants burner system with No. 2 and No. 4 virgin diesel fuel with a 0.5% sulfur fuel being the backup fuel for this plant. The date January - 2001 indicated for completion of this project allows time for your office to complete the necessary construction permit, time for legal advertisement, time for compliance testing of this facility on the No. 5 reclaimed fuel oil and time to complete the operation permit application permit for this facility. Mr. L.F. Rollins and Mr. Luther Ellis have indicated to me that they would like the production rate of this facility to be 300 ton/hr maximum. I have included the revised pages of the modification permit application to reflect the emissions calculations at a 300 tph maximum process rate at this facility.

2) We are aware that the existing FDEP Operation Permit for this facility indicates a production rate of 334 ton/hr. According to productions records this plant hasn't produced asphalt at rates greater than 275 tons per hour.

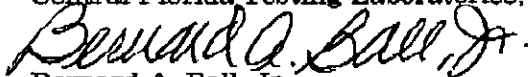
Page ... 3

August 9, 2000

**Subject: APAC of Florida, Inc. - Tampa Division
FDEP File No. 7774805-002-AO
Construction Permit - Response Letter**

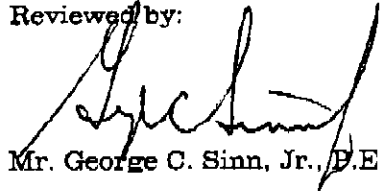
Thank you for your cooperation in this matter. Should you have any further questions regarding this facility, or require any additional information, do not hesitate to contact our office.

Sincerely,
Central Florida Testing Laboratories, Inc.



Bernard A. Ball, Jr.
Director of Environmental Services
BaB/hAb

Reviewed by:



Mr. George C. Sinn, Jr., P.E.

xc : APAC of Florida, Inc. - Mr. Luther Ellis

Central Florida Testing Laboratories, Inc.

Testing Development and Research

12625 - 40th Street North · Clearwater, Florida 33762

PINELLAS / HILLSBOROUGH (813) 572-9797

FLORIDA 1-800-248-CFTL

FAX (813) 299-0023

January 25, 2001

Mr. William Lefflers, P.E.
State of Florida
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

RECEIVED

JAN 26 2001

BUREAU OF AIR REGULATION

**Subject: Ajax Paving Industries, Inc.
FDEP File Number 7770060-004-AC
Notice of Intent**

Dear Mr. Lefflers:

Attached, please find the affidavit of Public Notice published in the Ft. Myers News Press on January 20th, 2001 for Ajax Paving Industries construction and relocation of their portable asphalt plant in Moore Haven, Glades County, Florida. Sorry for the delay as the newspaper misplaced the ad sent to them in November.

Should you receive any public comment regarding the issuance of the permit for this construction, please inform us as to the nature of the comment(s) so we can resolve any problems that might arise.

Thank you for your cooperation in this matter. Should you have any questions or require any additional information to issue the permit for this facility, do not hesitate to contact our office.

Sincerely,
CENTRAL FLORIDA TESTING LABORATORIES, INC.



Bernard A. Ball, Jr.
Director of Environmental Services
BaB/bAb

enclosure: Affidavit of Public Notice

copies to: **Mr. Robert Ray – Ajax Paving Industries, Inc.**
Mr. Michael Horan – Ajax Paving Industries, Inc.

NEWS-PRESS

Published every morning - Daily and Sunday

Fort Myers, Florida

Affidavit of Publication

STATE OF FLORIDA
COUNTY OF LEE

Before the undersigned authority, personally appeared

Kieanna Henry

who on oath says that he/she is the

Asst. Legal Clerk

of the News-Press, a

daily newspaper, published at Fort Myers, in Lee County, Florida; that the attached copy of advertisement, being a

notice of intent

in the matter of

DEP Air Construction Permit to Ajax Paving

In the _____ Court was

published in said newspaper in the issues of

January 20, 2001

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the 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.

Kieanna Henry

Sworn to and subscribed before me this

22nd day of January, 2001 by

Kieanna Henry

personally known to me or who has produced

as identification, and who did or did not, take an oath.

Notary Public

Brenda Leighton

Print Name

My commission Expires:



Brenda Leighton
MY COMMISSION # CC808905 EXPIRES
FEBRUARY 14, 2003

PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
Draft Air Construction Permit No. 7770060-004-AC
Ajax Paving Industries, Inc.

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit to Ajax Paving Industries, Inc., for a relocatable drum mixer asphalt plant and crusher. The permittee plans to operate the facility at construction and industrial sites throughout Florida. The facility is a minor source of air pollution. It is subject to New Source Performance Standards, 40 CFR 60, Subparts I and OOO. It is not subject to the Prevention of Significant Deterioration (PSD) regulations, Rule 62-212-400, Florida Administrative Code (F.A.C.). A Best Available Control Technology determination was not required for this facility. The applicant's name and address is Ajax Paving Industries, Inc., 510 Gene Green Road, Nokomis, Florida 32457-3624. The facility is located at 1740 U.S. Highway 27 South, Moore Haven, Glades County, Florida. The UTM coordinates are: Zone 17, 488.9 km East; and, 2967.9 km North. The facility has been reviewed for potential operation in all counties of Florida. The facility will emit fugitive particulate matter from the asphalt mixer, the RAP screening operation, on-site traffic, material handling, material piles and a crusher unit; and, will emit the products of combustion from the diesel engines, which power the crusher, and from the oil fired heating system, which heats both the asphalt mixer and the liquid asphalt storage tanks. Control of process unconfined fugitive particulate matter emissions shall be accomplished by wetting the material using water spray bars as needed at unloading, at the RAP screening screen and conveyor transfer points, and at conveyor transfer points; and, non-process unconfined fugitive particulate matter emissions shall be controlled using watering and/or application of some dust suppressant(s) on the haul roads, work-yards and stockpiles. Because of the low emissions estimates and limited time of operation at any one site, the asphalt plant and its related equipment will not cause or contribute to any violation of an ambient air quality standard or increment. The Department will issue the Final permit, in accordance with the conditions of the Draft permit, unless a response received in accordance with the following procedures, results in a different decision or significant change of terms or conditions. The Department will accept written comments concerning the proposed Draft permit issuance action for a period of 14 (fourteen) days from the date of

publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this Draft permit, the Department shall issue a revised Draft permit and require, if applicable, another Public Notice. The Department will issue the Final permit with the conditions of the Draft permit unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.). Mediation is not available for this action. The procedures for petitioning for a hearing are set forth below. A person whose substantial interests are affected by the Department's 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 (received) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, telephone: 850/488-9370, fax: 850/487-4938. Petitions 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. A petitioner must 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 28-5.207, F.A.C. A petition must contain the following information: (a) The name, address, and telephone number of each petitioner; the applicant's name and address, the Permit File Numbers and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts, disputed by petitioner, if any; (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or

proposed action; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the Department's action or proposed action addressed in this notice of intent. 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 of intent. 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 accordance with the requirements set forth above. Copies of the proposed air construction permit and the technical evaluation are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at: Florida Dept. of Environmental Protection, Bureau of Air Regulation, 111 S. Magnolia Drive, Suite 4, Tallahassee, Florida 32301, Telephone: 850/488-0114 Florida Dept. of Environmental Protection, Central District Office, 3319 Magnolia Boulevard, Suite 232, Orlando, Florida 32803 Telephone: 407/894-7555 Orange County Environmental Protection, Department - Air Program Section, 800 Mercy Drive, Orlando, Florida 32808 Telephone: 407/836-1400 Florida Dept. of Environmental Protection, Northwest District Office, 160 Government Center, Pensacola, Florida 32501 Telephone: 850/595-8300 Florida Dept. of Environmental Protection, Northeast District Office, 7825 Baymeadows Way, Suite 200B, Jacksonville, Florida 32256 Telephone: 904/488-4300 Florida Dept. of Environmental Protection, Southwest District Office, 3804 Coconut Palm Drive, Tampa, Florida 33619 Telephone: 813/744-6100 Florida Dept. of Environmental Protection, Southeast District Office, 400 North Congress Avenue, West Palm Beach, Florida 33416 Telephone: 561/681-6755 Florida Dept. of Environmental Protection, South District Office, 2295 Victoria Avenue, Suite 264, Fort Myers, Florida 33902 Telephone: 941/332-6975 Broward County Department of Natural Resources Protection, 218 Southwest First Avenue, Fort Lauderdale, Florida, 33301 Telephone: 954/519-1202 Dade County Department of Environmental Resources Management, 33 Southwest Second Avenue, Suite 900, Miami, Florida 33130 Telephone: 305/372-6925 Regulatory and Environmental Services Department, 117 West Duval Street, Suite 225, Jacksonville, Florida 32202 Telephone: 904/638-3484 Hillsborough County Environmental Protection Commission, 1410 North 21 Street, Tampa, Florida 33605 Telephone: 813/272-5530

Palm Beach County Health Department, 901 Evernia Street, Post Office Box 29, West Palm Beach, Florida 33401 Telephone: 561/355-3070 Pinellas County Department of Environmental Management, 300 South Garden Avenue, Clearwater, Florida 33756 Telephone: 727/464-4422 Sarasota County Natural Resources Department, 1301 Callieann Road, Building A, Sarasota, Florida 34232 Telephone: 941/378-6128 The complete project file, which includes the application, technical evaluation, Draft air construction permit, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S., is available in the office of the permitting authority in Tallahassee. Interested persons may contact William Leffler, P.E., project engineer, at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/921-9522, for additional information. Jan 20, No. 34704