

Central Florida Testing Laboratories, Inc.

Testing Development and Research
12625 - 40th STREET NORTH, CLEARWATER, FLORIDA 33762

11-29-00

BY - FYI.

BA

PINELLAS / HILLSBOROUGH (727) 572-9797

FLORIDA 1-800-248-CFTL

FAX (727) 299-0023

November 27, 2000

VIA FAX ONLY

Ms. Brenda Leighton
Legal Advertising Desk
The News Press
2442 Dr. Martin Luther King, Jr. Boulevard
Ft. Myers, Florida 33901-3987

RECEIVED
NOV 29 2000
BUREAU OF AIR REGULATION

*This is transmitted
to Newspaper
No Action Required!
We 11/29/00*

**Subject: Ajax Paving Industries, Inc.
FDEP Notice of Intent - Portable Asphalt Plant**

Dear Ms. Leighton:

Please have the attached legal notice published as soon as possible in the area that circulates in the Glades, Lee, Charlotte, Collier and Hendry County circulation area of the News Press. The notice needs to appear for only one (1) day in the newspaper. In addition, the FDEP now requires that all counties in which the ad was published be stated on the proof of publication.

After the legal notice has appeared in the paper, please forward an affidavit for proof of publication for the notice to this office at the following address:

**Bernard A. Ball
Central Florida Testing Laboratories, Inc.
12625 - 40th Street North
Clearwater, Florida 33762**

The invoice for the legal ad should then be forwarded to:

**Mr. Robert Ray
Ajax Paving Industries, Inc.
510 Gene Green Road
Nokomis, Florida 34275-3624
(941) 650-4897**

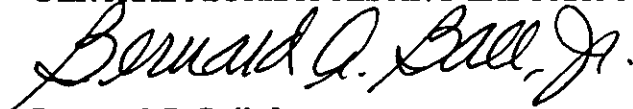
November 27, 2000

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**Subject: Ajax Paving Industries, Inc.
FDEP Notice of Intent – Portable Asphalt Plant**

Thank you for your prompt attention to this request. Please call me at (727) 572-9797 to confirm your receipt of this request.

Sincerely,
CENTRAL FLORIDA TESTING LABORATORIES, INC.



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

enclosure: **FDEP public notice of intent**

Copy to: **Mr. Robert Ray – Ajax Paving Industries, Inc.**
Mr. William Leffler – FDEP (Tallahassee)

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 screener 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 Maguire 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 Governmental 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: 904/448-4300	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 364 Fort Myers, Florida 33902 Telephone: 941/332-6975	Broward County Department of Natural Resource 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: 904/630-3484	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 Cattleman 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.