

Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

June 1, 2000

CERTIFIED MAIL - Return Receipt Requested

Mr. Bernard A. Ball, Jr.
Environmental Engineer/
Director of Environmental Services
Central Florida Testing Laboratories, Inc.
12625 - 40th Street North
Clearwater, Florida 33762

RE: April 18 Letter - Expiration of Air Construction Permit
Angelo's Recycled Materials, Inc.: 7770179-001-AC

Dear Mr. Ball:

I have taken some time to respond to your April 18 letter so that I could investigate the charges you made about the employees in my division.

After talking with each one of the employees you mentioned in your letter and what you claimed was said or done, I have been unable to establish that these things occurred. Upon questioning, each one said that they categorically did not say the things that were claimed. They gave you every opportunity to do the necessary tests and to apply for an operating permit. In fact, they also pointed out the expiration date for the construction permit so that you could comply with the requirements in a timely manner. A construction permit cannot be extended after it has expired.

Having investigated your complaint that my employees misled you and finding it not justified, you will need to reapply for a construction permit and adequately follow the requirements for testing and for applying for an operating permit.

Sincerely,

Howard L. Rhodes, Director
Division of Air Resources Management

HLR/pk

cc: Patricia Comer
Clair Fancy
Scott Sheplak
Bruce Mitchell
William Leffler

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

Central Florida Testing Laboratories, Inc.

Testing Development and Research

12625 - 40TH STREET NORTH • CLEARWATER, FL 33762

TAMPA BAY AREA (727) 572-9797

FLORIDA 1-800-248-CFTL

FAX (727) 299-0023

April 18, 2000

Mr. Howard Rhodes
State of Florida
Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

RECEIVED

APR 20 2000

DIVISION OF AIR
RESOURCES MANAGEMENT

**Subject: Angelo's Recycled Materials, Inc.
FDEP Permit No. 7770179-001-AC
Extension Denial Letter**

Dear Mr. Rhodes:

I have reviewed the letter from Mr. William Leffler, P.E. of your staff, addressing the Department's inability to accept the request for extension of the construction permit for the above mentioned facility. Please consider the following items and background information in response to Mr. Leffler's letter:

On September 9, 1999 Mr. Jonathan Holtmon of your staff was sent a construction permit extension/revision and a check in the amount of \$250.00 for Angelo's Recycled Materials to move its crushing unit to 1440 South Perimeter Road in West Palm Beach, Florida. The only item received by this office was a Public Notice of Intent to Issue an Air Permit on November 24, 1999 and the amendment part of the permit which Mr. Pollack told me to attach to the original Construction permit. I also advised him that there was not an expiration date in the amendment. He informed me at this time that the extension date was April 15, 2000 and we joked about how that was tax day. I asked him at this time if he would fax my office a letter stating that the 15th of April was the expiration date of the extension of this permit and he advised me that he would. The crusher had been moved to West Palm Beach, where it operated very little because of the lengthy time it took to receive the amendment and the required visible emissions compliance testing was not performed.

On January 13, 2000 a letter and a check in the amount of \$250.00 was sent to Mr. Jonathan Holtmon of your office with a relocation form stating that crushing unit No.3 was going to be moved from W. Palm Beach to 2105 Vulcan Road, Apopka, in Orange County, Florida. Orange County Environmental Protection Commission also was sent a copy of this relocation form. This site was already advertised for by this crushing unit and all that was required was the seven day notification.

Wrong procedure

April 18, 2000

**Subject: Angelo's Recycled Materials, Inc.
FDEP Permit No. 7770179-001-AC
Extension Denial Letter**

Ms. Marie Driscoll of Orange County called Angelo's Recycling and informed them by telephone that the crusher could not even operate until she received the ok from Mr. Bruce Mitchell of your office. After a few days of calling Ms. Driscoll advised me that she would wave the 14 day notification and to go ahead and set up the test so that everything could get done, so it was setup for Monday, March 6th, 2000 at 9:00 a.m. On this day the plant because of it inability to run and set the components in the right places had difficulty running and finally burnt out the control panel. The plant was repaired and the initial compliance testing was performed on Monday, March 27th, 2000., with the permit due date of April 15th still in mind.

In February, Angelo's Recycled Materials Staff, Myself and Mr. Bruce Mitchell and Mr. William Leffler of your staff had a meeting in the Departments Offices in Tallahassee to discuss simplifying the permitting situation, to discuss the operation of crushers, to discuss Angel's Recycled Materials situation at Vulcan Road and what was going to be done. In this meeting I informed Mr. Mitchell and Mr. Leveler that I had not received any paperwork from the Department in sometime for Crushing Unit No.3 and I was unknown of the expiration date of the extension with the exception of what Mr. Ross Pollack told me and I noted in our telephone conversation. Mr. Mitchell had informed me lets go ahead and get the compliance testing completed and get the operation permit application done before April 15, 2000. Mr. Leveler also had informed me that he recalled that was the expiration date also. I told them if I could complete the testing I could get everything before the 15th expiration date. It was advised by Mr. Leffler that when I sent the Operation Permit Application in that I should also sent in a request for extension.

The initial compliance testing was performed at this facility on March 27th, 2000 with Orange County Personnel on site. It passed its compliance test with no problems. When I returned to the office I remembered that the expiration date of this permit was April 15, 2000 and wrote a letter to extend the expiration date of this permit. I also called Mr. Dennis Price of Angelo's Recycled Materials to inform him that a check was needed for the extension and that I would send the extension letter to his Largo Office to just add the check and send it to your office. And I went on to start completion of the Operation Permit Application which as of Monday, April 17th, 2000 was complete. Mr. Leffler called me at my office on the 10th of April to inform me that this permit was expired, I was astonished. We discussed the meeting and also agreed that he and Mr. Mitchell and I had discussed the 15th, he said he even had it tagged the 15th. I called Dennis Price with Angelo's and asked him what happened to the letter that I had sent him and he replied that he never received it.

April 18, 2000

**Subject: Angelo's Recycled Materials, Inc.
FDEP Permit No. 7770179-001-AC
Extension Denial Letter**

In a second phone call Mr. Lefflers explained that I should get a check ready as soon as possible with the amendment request and send it to your offices and he would see if he could process this extension. His letter written April 13, 2000 informed us that he couldn't and was returning everything submitted (letter attached). I had called him and now he informed me that your Department is requesting a new construction permit application, new fees and advertisement. For a facility that already has a construction permit on file, paid all permitting fees, advertised for the site, completed it's initial visible emissions compliance testing, filed what we thought was a timely extension and whose operation permit application is here deemed complete and ready to send in.

Therefore, we are asking that the Department change its position in this matter as we have in our mind complied with all criteria that the Department has asked us to do with the exception of a mistaken extension due date which even your department was the 15th of April. In addition, I have told Angelo's Recycled materials, Inc. not to use this crusher until this matter is resolved, which is costing them thousands of dollars a day. The letter for extension was received by Mr. Lefflers before this date. An the application for operation would have been sent out on the 17th of April if Mr. Leffer hadn't brought this to my attention.

Thank you for your cooperation in this matter. I hope this letter and attachments will resolve this non-compliance issue. 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.
Environmental Engineer /
Director of Environmental Services
BaB/bAb

xc : **Mr. Richard Bazinet – Angelo's Recycled Materials, Inc.
Mr. William Lefflers – FDEP (Tallahassee)
Mr. Bruce Mitchell – FDEP (Tallahassee)**

attachments



Jeb Bush
Governor

Department of Environmental Protection

Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, Florida 32399-3000

David B. Struhs
Secretary

P.E. Certification Statement

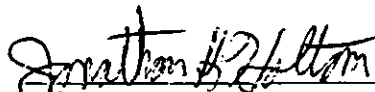
Angelo's Recycled Materials, Inc., Plant No. 3
Initial Project Site:
1440 South Perimeter Road
West Palm Beach, FL 33406

DEP File No.: 7770179-002-AC
Facility ID No.: 7770179-002

Project: Modification to Relocatable Source Air Construction Permit, Plant No. 3

I HEREBY CERTIFY that the engineering features described in the above referenced application and related additional information submittals, if any, and subject to the proposed permit conditions, provide reasonable assurance of compliance with applicable provisions of Chapter 403, Florida Statutes, and Florida Administrative Code Chapters 62-4 and 62-204 through 62-297. However, I have not evaluated and I do not certify aspects of the proposal outside of my area of expertise (including but not limited to the electrical, mechanical, structural, hydrological, and geological features).

This review was conducted by Ross Pollock under my responsible supervi


Jonathan Holtom, P.E.
Registration Number: 0052664

11/15/99
Date

*Called R. Pollock to ask if this
is all of extension & amendment
we informed me that expiration
date was 4/15/2000 as it is not
in here asked him to send me
letter. Response was he would. He
said attach this to first permit
as an amendment!
DBS. 11/24/99*

Permitting Authority:
Florida Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation
New Source Review Section
Mail Station #5505
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Telephone: 850/488-0114
Fax: 850/922-6979

**Amendment to Technical Evaluation and Preliminary Determination
Angelo's Recycled Materials, Inc., Plant No. 3
Permit No. 7770179-002-AC
Relocatable Concrete and Asphalt Crusher**

Angelo's Recycled Materials, Inc. has previously applied for and received a construction permit for this facility. Angelo's Recycled Materials, Inc. has applied for a modification to the construction permit due to minor changes to the facility, and to change the initial location of operation. Due to the changes in the facility the Department has reevaluated the potential impact of emissions from the facility.

The applicant has removed equipment from the facility, including a secondary impact crusher and a feeder, since the original construction permit was issued. Therefore, the facility description has been changed:

From:

This facility consists of a 200 ton per hour (TPH) Cedarapids, Inc. Model 3054 Crusher, a 200 TPH Bohringer Inc., Model RC14 secondary impact crusher and associated equipment (feeder, screens, and conveyors) and a 545 kilowatt (KW) Caterpillar Model 3412 diesel powered generator. Fugitive particulate matter emissions throughout the crushing unit are controlled by a water suppression system with spray bars located at the various emissions points throughout the plant. Emissions from the diesel engine powered generator are uncontrolled.

To:

This facility consists of a 200 ton per hour (TPH) Bohringer, Inc., Model RC14 crusher and associated equipment (feeder, screens, and conveyors) and a 545 kilowatt (KW) Caterpillar Model 3412 diesel powered generator. Fugitive particulate matter emissions throughout the crushing unit are controlled by a water suppression system with spray bars located at the various emissions points throughout the plant. Emissions from the diesel engine powered generator are uncontrolled.

The changes in the facility have resulted in a change in emissions from the facility. The emissions have changed as follows:

*Expiration
date
per Ross Pollack
FDEP is 4/15/2000.
sending letter to add.
BAP*

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

DRAFT Permit No.: 7770179-002-AC
Angelo's Recycled Materials, Inc.

The Department of Environmental Protection (Department) gives notice of its intent to issue an amended air construction permit to Angelo's Recycled Materials, Inc. for a diesel engine powered portable concrete and asphalt material crusher that will be operated at construction and industrial sites throughout Florida. The crusher is a minor source of air pollution and not subject to the Prevention of Significant Deterioration (PSD) regulations, Rule 62-212.400, F.A.C. A Best Available Control Technology determination was not required for this facility. The applicant's name and address are: Angelo's Recycled Materials, Inc., P. O. Box 1493, Largo, Florida 33779-1493.

The applicant proposes to operate the facility in counties covered by this notice. The proposed initial location is 1440 South Perimeter Road, West Palm Beach, Palm Beach County. The units will emit fugitive particulate matter and the products of combustion from the diesel fuel. Air pollution control is accomplished by wetting as needed.

Total emissions of pollutants from the facility are estimated to be:

Pollutants	Estimated Hourly Emissions lb/hr	Estimated Annual Emissions TPY
Crusher		
PM/PM ₁₀	2.1	3.3
Diesel Power		
NOx	15.2	23.7
SO ₂	1.0	1.6
CO	3.3	5.1
PM ₁₀	1.1	1.7
VOC	1.2	1.9

Because of the low emissions and limited time of operation at any one site, the crusher will not cause or contribute to any violation of an ambient air quality standard.

The Department will issue the Amended Construction 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 Amended Construction Permit issuance actions 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 Amended Permit, the Department shall issue a Revised Permit and require, if applicable, another Public Notice.

The Department will issue the Amended Construction Permit unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 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 of the Florida Administrative Code.

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.

A copy of the amended 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

Palm Beach County Health Department
Division of Environmental Science &
Engineering
901 Evernia Street
West Palm Beach, Florida 33401
Telephone: 561/355-3070

Dept. of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida 33401
Telephone: 561/681-6600

The complete project file, which includes the application, technical evaluation, permits, and the information submitted by the responsible official, 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 either Jonathan Holtom, P.E. or Ross Pollock, project engineer at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information.

From:

Pollutants	Estimated Hourly Emissions lb/hr	Estimated Annual Emissions TPY
Crusher		
PM/PM ₁₀	0.1	0.2
Diesel Power		
NO _x	18.3	28.5
SO ₂	1.2	1.9
CO	3.9	6.1
PM ₁₀	1.3	2.0
VOC	1.5	2.3

To:

Pollutants	Estimated Hourly Emissions lb/hr	Estimated Annual Emissions TPY
Crusher		
PM/PM ₁₀	2.1	3.3
Diesel Power		
NO _x	15.2	23.7
SO ₂	1.0	1.6
CO	3.3	5.1
PM ₁₀	1.1	1.7
VOC	1.2	1.9

[Note: The particulate matter emissions from the crusher in the original Technical Evaluation are only for the primary crusher. The emissions in the modification reflect particulate matter emissions from feeders, conveyors and screeners at the facility resulting in higher emissions.]

Conclusion

Based on the previous technical evaluation of the original application, and an evaluation of the request to modify the construction permit the Department has made a preliminary determination that the proposed project will comply with all applicable state and federal air pollution regulations provided the Department's restrictions described in the Specific Conditions of the proposed permit are met. The General and Specific Conditions are listed in the attached permit.

TECHNICAL EVALUATION
AND
PRELIMINARY DETERMINATION

Angelo's Recycled Materials
Aggregate Processing Plant No. 3

Portable Concrete and Asphalt Crusher
State Wide Operation

Air Construction Permit No. 7770179-001-AC

Facility ID No. 7770179
Unit No. 01 (Crusher, Conveyors, Materials handling)
Unit No. 02 (Diesel Engine Powered Generator)
Relocatable Unit

Department of Environmental Protection
Division of Air Resources Management
Bureau of Air Regulation

January 13, 1999

TECHNICAL EVALUATION AND PRELIMINARY DETERMINATION

1. APPLICATION INFORMATION

1.1 Applicant's Name and Address

Mr. Bob Coble, General Manager
Angelo's Recycled Materials, Inc.
P. O. Box 1493
Largo, Florida 33779-1493

1.2 *Reviewing and Processing Schedule*

November 2, 1998 Date of Receipt of Complete Application

2. FACILITY INFORMATION

2.1 *Relocatable concrete and asphalt crushing unit operating throughout Florida.*

Angelo's Recycled Materials, Inc. plans to operate a 200 TPH Cedarapids, Inc. Model No. 3054 mobile crushing unit at sites in Florida. Major components of the crusher are a grizzly feeder, impact crusher, vibrating screen, conveyors, and 545 KW Caterpillar Model No.3412 diesel powered generator. Water will be added as needed to control fugitive dust emissions.

2.2 *Standard Industrial Classification Code (SIC)*

Major Group No.	14	Mining and Quarrying of Nonmetallic Minerals
Group No.	1429	Stone Quarrying/Processing

2.3 *Facility Category*

The portable crusher emits particulate matter from the handling and crushing of the concrete and asphalt material and the normal products of combustion from the diesel fuel burned in the diesel engine used to power the crusher.

The portable crusher operated by the applicant is classified as a minor air pollutant emitting facility. Air pollutant emissions are less than 100 TPY of any single criteria air pollutant.

This facility is not on the list of the 28 Major Facility Categories, Table 62-212.400-1. This facility is also classified as a synthetic non-Title V facility.

Based on the specific conditions in the draft permit and the physical restrictions of the equipment, this facility is classified as a *minor source* of air pollution.

TECHNICAL EVALUATION AND PRELIMINARY DETERMINATION

3. PROJECT DESCRIPTION

3.1 *This permit addresses the following emissions units:*

EMISSION UNIT NO.	SYSTEM	EMISSION UNIT DESCRIPTION
001	Size Reduction	Cedarapids, Inc. Crusher, Model No. 3054
002	Diesel Powered Generator	545 KW Caterpillar Model 3412 diesel powered generator

4. PROCESS DESCRIPTION

4.1 *General Information*

Concrete or asphalt material is fed to the crusher and reduced in size. The crushed material is screened and stored in an open area. It is loaded and unloaded from trucks. Dust from the crushing of the rocks will be controlled by wetting with water when necessary. Power for the unit comes from a diesel engine which burns a maximum of 30 gallons per hour of fuel containing up to 0.5 percent sulfur.

5. RULE APPLICABILITY

The proposed project is subject to preconstruction review requirements under the provisions of Chapter 403, Florida Statutes, and Chapters 62-4, 62-204, 62-210, and 62-212, of the Florida Administrative Code (F.A.C.).

This relocatable facility may operate in more than one county in Florida. The proposed project is not subject to review under Rule 62-212.400., F.A.C., Prevention of Significant Deterioration (PSD), because it is a minor unit and the potential emission increases for all criteria pollutants do not exceed the significant emission rates given in Chapter 62-212, Table 62-212.400-2, F.A.C.

A determination of Best Available Control Technology (BACT) is not required for this minor facility. No analysis of the air quality impact of the proposed project's impacts on soils, vegetation and visibility; along with air quality impacts resulting from associated commercial, residential and industrial growth is required for a minor facility.

The crusher and associated equipment are subject to 40 CFR 60, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants. The diesel engine is subject to Rule 62-210.300, Permits Required, however there are no unit specific regulatory requirements that apply. Its potential emissions will be limited by the hours of operation. No regular testing is required, however if the Department has reason to believe that a violation of the facility wide visible emissions limit has occurred, a special compliance test can be ordered.

TECHNICAL EVALUATION AND PRELIMINARY DETERMINATION

The emission units affected by this permit shall comply with all applicable provisions of the Florida Administrative Code and, specifically, the following Chapters and Rules:

Chapter 62-4	Permits.
Rule 62-210.300	Permits Required
Rule 62-210.350	Public Notice and Comments
Rule 62-210.370	Reports
Rule 62-210.650	Circumvention
Rule 62-210.700	Excess Emissions
Rule 62-210.900	Forms and Instructions
Rule 62-212.300	General Preconstruction Review Requirements
Rule 62-296.320	General Pollutant Emission Limiting Standards
Rule 62-297.310	General Test Requirements
Rule 62-297.400	EPA Methods Adopted by Reference
Rule 62-297.401	EPA Test Procedures

6. SOURCE IMPACT ANALYSIS

6.1 *Emission Limitations*

The proposed portable crusher will emit the following PSD pollutants (Table 212.400-2): particulate matter, sulfur dioxide, nitrogen oxides, volatile organic compounds, and carbon monoxide. The estimated emissions for these emission units are summarized in the following table.

6.2 *Emission Summary*

The unit is a minor source for all criteria air pollutants. Following are the estimated emissions which are based on 3,120 hours per year of operation.

Pollutants	Estimated Hourly Emissions lb/hr	Estimated Annual Emissions TPY
Crusher		
PM/PM ₁₀	0.8	3.49
Diesel Power		
NO _x	18.3	28.5
SO ₂	1.2	1.9
CO	3.9	6.1
PM ₁₀	1.3	2.0
VOC	1.5	2.3

Central Florida Testing Laboratories, Inc.

Testing Development and Research

12625 40th Street North · Clearwater, Florida 33762

PINELLAS / HILLSBOROUGH (727) 572-9797

FLORIDA 1-800-248-CFTL

FAX (727) 299-0023

November 24, 1999

VIA FAX ONLY

Legal Advertising Desk
Palm Beach Daily News
265 Royal Poinciana Way
Palm Beach, Florida 33480

**Subject: Angelo's Recycled Materials, Inc. – Plant No.3
FDEP Notice of Intent**

Dear Legal Advertising Desk:

Please have the attached legal notice published as soon as possible in the legal ad section which circulates in the area of 1440 South Perimeter Road in West Palm Beach, Florida. The notice needs to appear for only one (1) day in the newspaper.

After the legal notice has appeared in the paper, please forward an affidavit for proof of publication for the notice to this office. Please send invoice for payment to the following address:

**Mr. Dennis Price
Angelo's Recycled Materials, Inc.
Post Office Box 1493
Largo, Florida 33779
(904) 527-9671**

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

Sincerely,

CENTRAL FLORIDA TESTING LABORATORIES, INC.

Bernard A. Ball, Jr.

Bernard A. Ball, Jr.
Environmental Engineer
BaB/bAb

enclosure: FDEP Public Notice of Intent

**Copy to: Mr. Dennis Price – Angelo's Recycled Materials, Inc.
Mr. Jonathan Holtom, FDEP (AQS) - Tallahassee**

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

DRAFT Permit No.: 7770179-002-AC
Angelo's Recycled Materials, Inc.

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The applicant proposes to operate the facility in counties covered by this notice. The proposed initial location is 1440 South Perimeter Road, West Palm Beach, Palm Beach County. The units will emit fugitive particulate matter and the products of combustion from the diesel fuel. Air pollution control is accomplished by wetting as needed.

Total emissions of pollutants from the facility are estimated to be:

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Diesel Power		
NOx	15.2	23.7
SO ₂	1.0	1.6
CO	3.3	5.1
PM ₁₀	1.1	1.7
VOC	1.2	1.9

Because of the low emissions and limited time of operation at any one site, the crusher will not cause or contribute to any violation of an ambient air quality standard.

The Department will issue the Amended Construction 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 Amended Construction Permit issuance actions 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 Amended Permit, the Department shall issue a Revised Permit and require, if applicable, another Public Notice.

The Department will issue the Amended Construction Permit unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 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 of the Florida Administrative Code.

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.

A copy of the amended 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

Palm Beach County Health Department
Division of Environmental Science &
Engineering
901 Evernia Street
West Palm Beach, Florida 33401
Telephone: 561/355-3070

Dept. of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida 33401
Telephone: 561/681-6600

The complete project file, which includes the application, technical evaluation, permits, and the information submitted by the responsible official, 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 either Jonathan Holtom, P.E. or Ross Pollock, project engineer at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information.

FAX Transmission

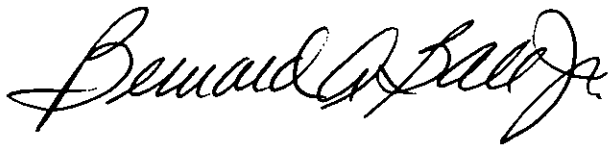
From: **Bernie Ball** Central Florida Testing Labs, Inc.
Questions? Call (727) 572-9797 12625 - 40th Street North
Fax (727) 299-0023 Clearwater, Florida 33672
To: **Ms. Marie Driscol**
Company: **Orange County** FAX: (407) 836-1499
Environmental Protection
Department
Address:
Date: 02/23/2000
Time: 10:00 a.m. Pages: 5 including this one

Subject: Copy of Notice to Relocate form for Angelo's Recycling

Dear Ms. Driscoll:

Pursuant to our conversation regarding the Angelos Recycling Plant on Volcan Road please find a copy of the FDEP notice of Intent to Relocate form as requested.

Thank you, If any questions please call me at my office on Friday as I will be out of the office until that day. Have a great day!!!



Bernard A. Ball, Jr.
Director of Environmental Services
CFTL, Inc.

Central Florida Testing Laboratories, Inc.

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

TAMPA BAY AREA (727) 572-9797

FLORIDA 1-800-248-CFTL

FAX (727) 299-0023

January 13, 2000

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

**Subject: Angelo's Recycled Materials, Inc.
Amendment to FDEP Construction Permit
New Location
FDEP Operation Permit No. 7770719-001-AO**

Dear Mr. Holtman:

Please find enclosed two (2) copies of the "**Notification of Intent to Relocate - Air Pollutant Emitting Facility**" and the process fee check in the amount of two hundred and fifty dollars (\$ 250.00), for Angelo's Recycle Materials, Inc. - Portable Crushing and Aggregate Processing Unit.

We are requesting that the Florida Department of Environmental Protection (FDEP) Operation Permit for this facility be amended to reflect the additional address for a new Orange County location as well as all other locations now permitted or in progress.

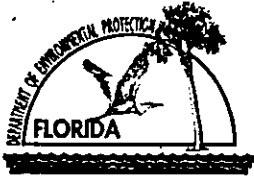
Thank you for your prompt attention and cooperation in this matter. Should you have any further questions or require any additional information to amend the above referenced FDEP Operation Permit, do not hesitate to contact our office.

Sincerely,
Central Florida Testing Laboratories, Inc.



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

enclosures: (2) **Copies of Operation Permit Amendment**



Department of Environmental Protection

Division of Air Resources Management

NOTIFICATION OF INTENT TO RELOCATE AIR POLLUTANT EMITTING FACILITY

See Instructions for Form No. 62-210.900(6)
Submit to DEP district office for the area in which the facility is to be relocated.

(DEP Note: Update existing facility location data in ARMS. Do not create new facility record.)

Current Facility Information

1. Facility ID: 7770179-001	2. Permit Number: 7770179-001-AC
3. Facility Owner or Operator: ANGELO'S RECYCLED MATERIALS, INC.	
4. Facility Name: ANGELO'S RECYCLED MATERIALS, INC. - PORTABLE CRUSHING PLANT NO. 2	
5. Facility Street Address or Location Description: 1440 Perimeter Road	
6. City: West Palm Beach	7. County: West Palm Beach
8. Shutdown Date at This Location: JANUARY 12, 2000	

Proposed New Facility Location

1. Facility Street Address or Location Description: 2105 Vulcan Road			
2. City: Apopka	3. County: Orange	4. Zip Code: 32703	
5. Facility Coordinates: UTM Zone 17 UTM East or Latitude: 28°38.54'N UTM North or Longitude: 81°27.73'W			
6. Startup Date at New Location: ASAP			
7. Facility Comment: Crushing Unit has stopped crushing in West Palm, Florida. Unit will move to Vulcan Road Site And crush material there. The unit will have it's initial visible emissions tests performed at this site.			

Owner/Authorized Representative or Responsible Official

Name and Title of Owner/Authorized Representative or Responsible Official: Mr. Dennis Price, Environmental Manager		
Organization/Firm: Angelo's Recycled Material, Inc.		
Street Address or P. O. Box: Post Office Box 1493		
City: Largo	State: Florida	Zip: 33779-1493
Telephone: (727) 581-1544	Fax: (727) 586-5676	

Facility Contact

Name and Title of Facility Contact: SAME AS ABOVE		
Organization/Firm:		
Street Address or P. O. Box:		
City:	State:	Zip:
Telephone:	Fax:	

Certification

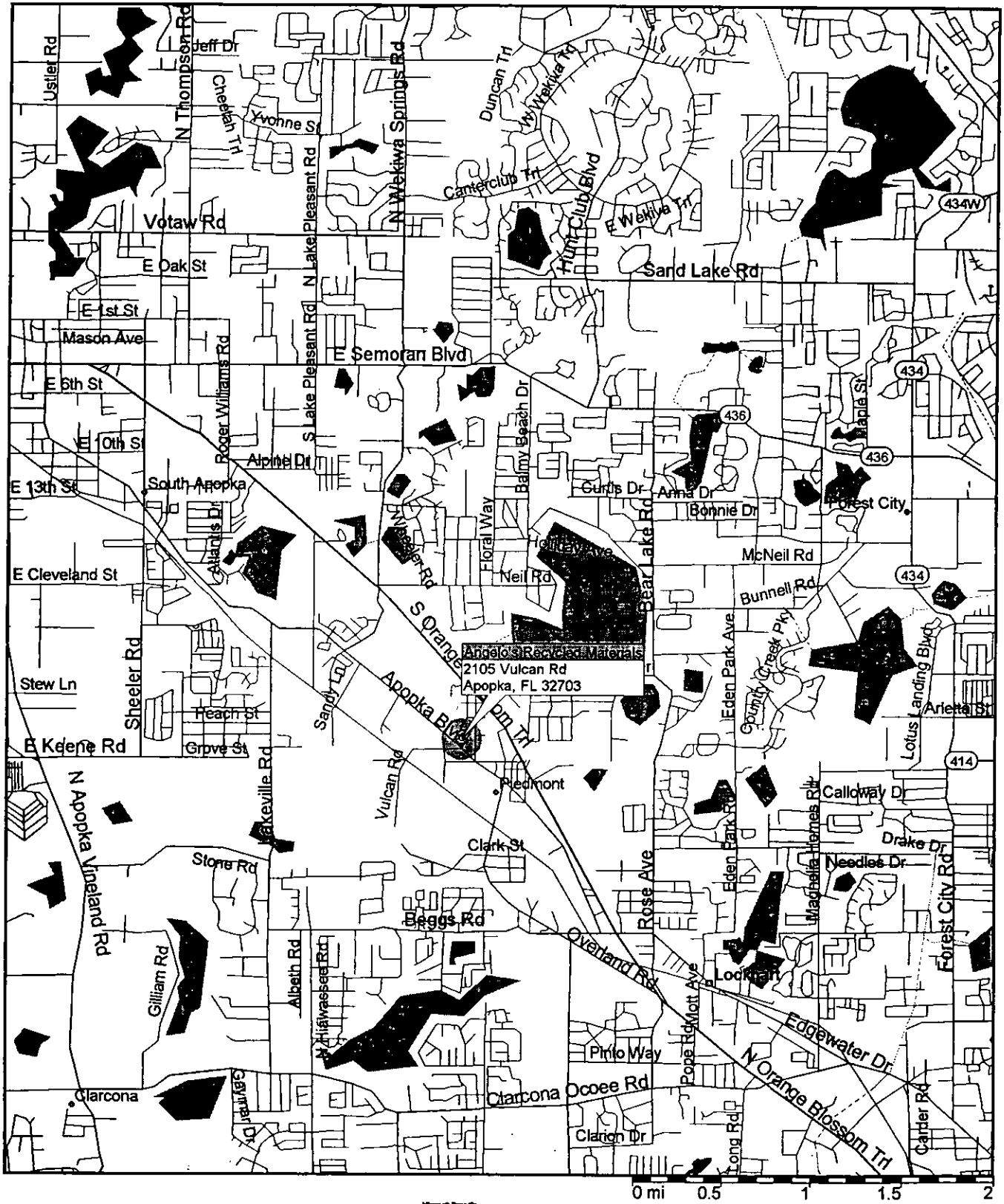
Statement by Owner/Authorized Representative or Responsible Official:	
<i>I hereby certify that the information given in this report is correct to the best of my knowledge.</i>	
_____	_____
Signature	Date

Supplemental Requirements

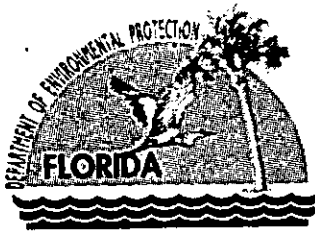
1. Provide a scale map (e.g., the relevant portion of a USGS topographic map) showing the proposed new location of the facility and points of air pollutant emissions in relation to residences, roads, and other features of the surrounding area.
2. If relocating to a different DEP district, provide a copy of the most recent compliance test report.

ANGELO'S RECYCLED MATERIALS, INC.

Relocation of Crusher #2 from W. Palm to Vulcan Road Site



Microsoft Streets
Streets98



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

April 13, 2000

Mr. Bernard A Ball PE
Central Florida Testing Laboratories
12625 40th Street North
Clearwater Florida 32762

Re Angelo's Recycled Materials Plant No 3 Permit 7770179-001 AC

Dear Mr. Ball:

The Department is unable to accept your application for an extension of the above permit. The federal express Air Bill reflects that the application was posted on April 11, 2000 and it was received at this office on April 12, 2000. The construction permit for this facility was previously extended from September 15, 1999 to March 31, 2000, and is now expired.

We discussed the upcoming expiration of this permit during your meeting with the Department staff on February at which time we made particular note that the expiration time was close at hand.

In order to be perfectly clear about the circumstances of this letter, I admit that I called your office on April 10 to suggest that the permit had expired and further suggested that you might file the application for the operating permit and that we would discuss whether it could be accepted as late. Regrettably, my supervisors have instructed me to return the application with the attached check for \$250.00 as untimely filed.

I sympathize with the probable business problems that your client may experience as a result of this lapse. Unfortunately, there is no provision any emergency extension or temporary authority to continue operation of the facility. Should you have any further questions please contact me at 850 921-9522 or Bruce Mitchell at 921-9506.

Sincerely,

William Leffler PE
Permitting Engineer
Relocatable Facilities

Returned enclosed:

1. Original of letter requesting extension dated March 27, 2000 stamped as received April 12, 2000
2. Original of check from Angelo's Aggregate Materials Ltd. payable to Florida Department of Environmental Protection dated February 3, 2000 for \$250.00.
3. Copy of FED EX Airbill 806093035274 reflecting date of 4/11/2000 overnight priority to be delivered by 12 April, 2000.

Copy: Mr Dennis Price, Angelo's Recycled Materials Inc
Marie Driscoll Orange County Environmental Protection Department

"More Protection, Less Process"

Printed on recycled paper.

Central Florida Testing Laboratories, Inc.

Testing Development and Research

12625 - 40TH STREET NORTH • CLEARWATER, FL 33762

TAMPA BAY AREA (727) 572-9797

FLORIDA 1-800-248-CFTL

FAX (727) 299-0023

March 27, 2000

Mr. William Leffler
State of Florida
Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

RECEIVED

APR 12 2000

BUREAU OF AIR REGULATION

**Subject: Angelo's Recycled Materials - Plant No.3
DEP File No. 7770179-001-AC
Construction Permit Extension**

Dear Mr. Leffler:

As discussed with you in our telephone conversations, Angelo's Recycled Materials - Crushing and Aggregate Processing Plant No. 3 had to leave the permitted Cape Canaveral Location. This crushing unit is now located in Apopka at the Volcan Road Site where it has been tested for visible emissions and is process of applying for it's FDEP Operation Permit.

In addition, it has come to our attention due to all the confusion encountered with the situation the relocation situations mentioned in our meeting, that the FDEP "after-the-fact" statewide construction permit is due to expire for this Crushing Unit No.3, on March 31st, 2000.

Therefore, we respectfully request that the construction permit for the above mentioned facility be amended to reflect a three (3) month or longer extension period to allow time for Central Florida Testing Laboratories to complete all the necessary paperwork to apply for the FDEP Operation Pernmit on this crusher and the Tallahassee Office to review and process the operation permit application as discussed.

Please find enclosed a check for two hundred and fifty dollars (\$250.00) as required by 62-4, F.A.C. to extend the expiration date and amend the above mentioned construction permit.

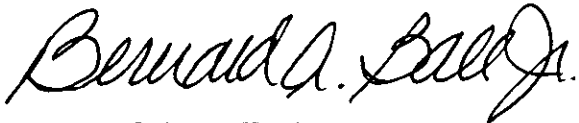
Page 2

March 27, 2000

**Subject: Angelo's Recycled Materials – Plant No.3
DEP File No. 7770179-001-AC
Construction Permit Extension**

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

Sincerely,
Central Florida Testing Laboratories, Inc.

A handwritten signature in cursive script that reads "Bernard A. Ball, Jr.".

Bernard A. Ball, Jr.
Environmental Engineer
BaB/bAb

copies : Mr. Dennis Price – Angelo's Recycled Materials, Inc.

Recipient please hand deliver to addressee.

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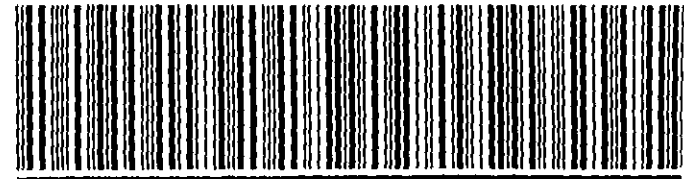
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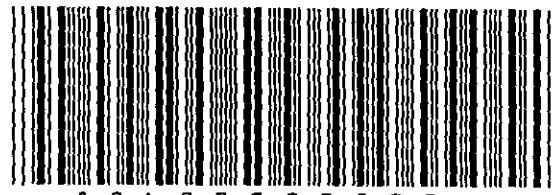
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1 From
Date: 4/1/90
Sender's Name: BONNIE BALL Phone: 520-9797
Company: CENTRAL FLORIDA TESTING LAB
Address: 12625 40TH ST NORTH
City: CLEAR WATER State: FL ZIP: 33762

2 Your Internal Billing Reference Information

3 To
Recipient's Name: DR William Leffler Phone: 250-428-1304
Company: Florida Department of Environmental Protection
Address: 2600 Blair Stone Road
City: Tallahassee State: FL ZIP: 32399

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ANGELO'S AGGREGATE MATERIALS LTD.
DBA ANGELO'S RECYCLED MATERIALS

FIELD ACCOUNT
P.O. BOX 280226,
TAMPA, FL 33682

1403

February 3, 19 2000

63-469/631
140

PAY TO THE
ORDER OF

Florida Department of Environmental Protection

\$ 250.00

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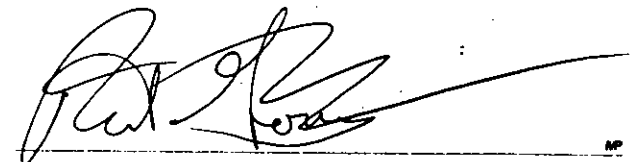
DOLLARS

Barnett

040-140
101 East Kennedy Blvd.
Tampa, Florida 33630

Permit extension # 3 crusher

FOR



⑈001403⑈ ⑆063104697⑆

1408068268⑈