

Central Florida Testing Laboratories, Inc.

Testing Development and Research

12625 - 40th STREET NORTH, CLEARWATER, FL 33762

TAMPA BAY AREA (727) 572-9797

TOLL FREE 1-800-248-CFTL

FAX (727) 299-0023

February 16, 1999

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

RECEIVED

FEB 24 1999

BUREAU OF
AIR REGULATION

Subject: John Carlo, Inc.
FDEP File Number 7770210-001-AC
Notice on Intent

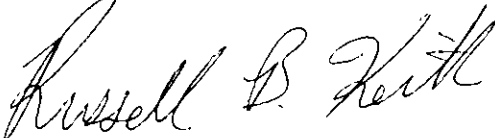
Dear Mr. Holtom:

Attached, please find the affidavit for the Public Notice published in the Tampa Tribune on February 8th, 1999, and in the Florida Times Union on February 6th, 1999 for the issuance of the FDEP construction permit for the John Carlo, Inc., relocatable concrete batch plant to be initially located at Tampa International Airport.

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

Thank you for your cooperation in this matter. Should you have any question 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.



Russell B. Keith, E.I.
Director of Environmental Services

RBK/rk

enclosure: Affidavit of Public Notice, from Tampa Tribune

copies to: Mr. David Ammon – John Carlo, Inc.

THE TAMPA TRIBUNE
Published Daily
Tampa, Hillsborough County, Florida

RECEIVED

FEB 24 1999

State of Florida)
County of Hillsborough) ss.

BUREAU OF
AIR REGULATION

Before the undersigned authority personally appeared J. Rosenthal, who on oath says he is the Publishing Manager of The Tampa Tribune, a daily newspaper published at Tampa in Hillsborough County, Florida; that the attached copy of advertisement being a

LEGAL NOTICE

in the matter of

PUBLIC NOTICE OF INTENT

was published in said newspaper in the issues of

FEBRUARY 8, 1999

Affiant further says that the said The Tampa Tribune is a newspaper published at Tampa in said Hillsborough County, Florida, and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, each day and has been entered as second class mail matter at the post office in Tampa, in said Hillsborough County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, this advertisement for publication in the said newspaper.

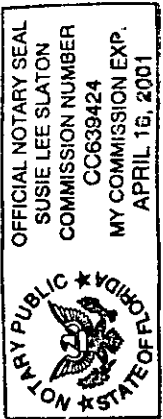
J Rosenthal
10

Sworn to and subscribed before me, this _____ day
of _____ FEBRUARY, A.D. 19⁹⁹

Personally Known _____ or Product Identification _____
Type of Identification Produced _____

(SEAL)

Susie Lee Slaton



PUBLIC NOTICE OF INTENT
TO ISSUE AIR
CONSTRUCTION PERMIT
STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION
DRAFT Permit No.
John Carlo, Inc.
7770210-001-AC
The Department of Environ-
mental Protection (Depart-
ment) gives notice of its intent
to issue an air construction
permit to John Carlo, Inc. for
a relocatable concrete batch
plant which will initially be
located at Tampa Internation-
al Airport, Tampa, Hillsbor-
ough County. A Best Available
Control Technology (BACT)
determination was not re-
quired pursuant to Rule 62-
212.400, F.A.C and 40 CFR
52.21, Prevention of Signifi-
cant Deterioration (PSD). The
applicant's name and address
are: John Carlo, Inc., P.O Box
1297, East Yulee, Florida
32041.
The applicant proposes to
operate the facility in the fol-
lowing counties covered by
this notice: Baker, Bradford,
Citrus, Clay, Columbia, Deso-
to, Duval, Hardee, Hernando,
Highlands, Hillsborough, Man-
atee, Nassau, Pasco, Pinellas,
Polk, Putnam, Sarasota, St.
Johns, Sumter, Union. Air pol-
lution control is accomplished
by using a baghouse system.
An air quality impact analy-
sis was not conducted. Emis-
sions from the facility will not
consume PSD increment and
will not significantly contrib-
ute to or cause a violation of
any state or federal ambient
air quality standards.
The Department will issue
the final permit with the at-
tached conditions unless a re-
sponse received in accor-
dance with the following pro-
cedures results in a different
decision or significant change
of terms or conditions.
The Department will accept
written comments concerning
the proposed permit issuance
action for a period of 14 (four-

RECEIVED

FEB 24 1999

BUREAU OF
AIR REGULATION

FLORIDA PUBLISHING COMPANY
Publisher
JACKSONVILLE, DUVAL COUNTY, FLORIDA

STATE OF FLORIDA }
COUNTY OF DUVAL }

Before the undersigned authority personally appeared _____

Steven L. Smith who on oath says that he is

Legal Advertising Representative of The Florida Times-Union,

a daily newspaper published at Jacksonville in Duval County, Florida; that the

attached copy of advertisement, being a Legal Advertisement

in the matter of Public Notice of Intent to Issue Air Permit

in the _____ Court,

was published in THE FLORIDA TIMES-UNION in the issues of _____

February 6, 1999

Affiant further says that the said The Florida Times-Union is a newspaper published at Jacksonville, in said Duval County, Florida, and that the said newspaper has heretofore been continuously published in said Duval County, Florida, The Florida Times-Union each day, has been entered as second class mail matter at the postoffice in Jacksonville, in said Duval County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he 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 said newspaper.

Sworn to and subscribed before me
this 8th day of
February, A.D. 1999

[Signature] Steven L. Smith

Notary Public
State of Florida at Large
COMMISSION # CC 54722
My Commission Expires 02/01/2000
BONNIE SMU
ATLANTIC BOOKING CO. INC.

**PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DRAFT Permit No.: 7770210-001-AC
John Carlo, Inc.**

The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit to John Carlo, Inc., for a relocatable concrete batch plant which will initially be located at Tampa International Airport, Tampa, Hillsborough County. A Best Available Control Technology (BACT) determination was not required pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The applicant's name and address are: John Carlo, Inc., P.O. Box 1297, East Yulee, Florida 32041.

The applicant proposes to operate the facility in the following counties covered by this notice: Baker, Bradford, Citrus, Clay, Columbia, Desoto, Duval, Hardee, Hernando, Highlands, Hillsborough, Manatee, Nassau, Pasco, Pinellas, Polk, Putnam, Sarasota, St. Johns, Sumter, Union. Air pollution control is accomplished by using a baghouse system.

An air quality impact analysis was not conducted. Emissions from the facility will not consume PSD increment and will not significantly contribute to or cause a violation of any state or federal ambient air quality standards.

The Department will issue the final permit with the attached conditions 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 permit issuance action for a period of 14 (fourteen) days from the date of publication of "Public Notice of Intent to Issue Air Construction Permit." Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station # 5505, Tallahassee, FL 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station # 35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes 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. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. 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 will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department'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 how and when petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle the petitioner to relief; and (f) A demand for relief.

A petition that does not dispute the material facts upon which the Department'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

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. 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.

Mediation is not available in this proceeding.

A copy of the proposed 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:

Department of Environmental Protection Bureau of Air Regulation 111 S. Magnolia Drive, Suite 4 Tallahassee, Florida, 32301 Telephone: 850/488-0114	Department of Environmental Protection Northeast District 7825 Baymeadows Way, Suite 2008 Jacksonville, Florida 32256 Telephone: 904/448-4300	Department of Environmental Protection Southwest District 3804 Coconut Palm Drive Tampa, FL 33619 Telephone: 813/744-6100
Hillsborough County Environmental Protection Commission 1900 Ninth Avenue Tampa, Florida 33605 Telephone: 813/272-5960	Regulatory and Environmental Service Department 117 W. Duval Street, Suite 225 Jacksonville, Florida 32202 Telephone: 904/630-3484	Department of Environmental Protection South District 2295 South Victoria Drive Fort Myers, Florida 33901 Telephone: 813/332-6975
Air Quality Division Pinellas County Division of Environmental Management 300 South Garden Avenue Clearwater, Florida 34616 Telephone: 727/464-4422	Sarasota County Natural Resources Department Building A 1301 Cattleman Road Sarasota, Florida 34232 Telephone: 941/378-6113	

The complete project file includes the application, technical evaluations, draft permit, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may write to Jonathan Holtom, P.E. at 2600 Blair Stone Road, Mail Station 5505, Tallahassee, Florida 32399-2400, or call 850/921-9531, for additional information.