



JOHN CARLO
INCORPORATED

June 27, 1997

JCI 1453-31

RECEIVED

JUL 07 1997

BUREAU OF
AIR REGULATION

Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Attention: Mr. A.A. Linero, P.E.
Administrator, New Source Review Section

Reference: Draft Permit No. 7770402-002-AO
Air Operation Permit for Relocatable
Concrete Batch Plant

Dear Mr. Linero:

Enclosed is one copy of Proof of Publication in three newspapers of our "Public Notice to Issue Air Operations Permit." This public notice was published in the following newspapers:

Tampa Tribune
Orlando Sentinel
Jacksonville Times-Union

The counties of general circulation for these newspapers are:

Baker	Manatee
Brevard	Monroe
Citrus	Nassau
Clay	Orange
DeSoto	Osceola
Flagler	Pasco
Hardy	Pinellas
Hernando	Polk
Highlands	Sarasota
Hillsborough	Seminole
Jefferson	Sumpter

Please list these counties on our final permit.

Please contact our office at (813)879-8215 if there are any questions.

Thanks again for your time and consideration.

Sincerely,

David L. Ammon
Project Manager
John Carlo, Incorporated

John Carlo, Inc.
P.O. Box 8
21570 Hall Road
Mt. Clemens, MI 48046-0008
810-465-6232
FAX 810-465-3932

The Department of Environmental Protection (Department) gives notice of its intent to issue a permit for an Operation Permit to John Carlo, Inc., P.O. Box 18401, Jacksonville, Florida 32229, for operation of a benevolence concrete block plant. An air emission permit and an operation permit were previously issued. This notice will allow relocation of the plant to and operation in any county where it is published. A Best Management Practices (BMP) permit was issued on 10/15/93. The permit requires that the plant be operated in accordance with Rule 62 213.001, F.A.C. and all CFS 2121, Prevention of Landfill Decomposition (PLD). The soil will be operated near construction sites regarding runoff water control.

The concrete block plant requires an open area for the storage of sand and aggregate to include a site and roads for the storage of cement, along with a bit, mixer, hoppers and conveyor. Paved areas include the sand and aggregate from the storage yard to the process equipment. Trucks that the soil and concrete from the plant by the construction site. A baghouse is used to control the particulate matter emissions from the plant. Water is applied to the plant to control the fugitive emissions. Maximum particulate matter emissions are 200 cubic yards per hour production is achieved to be 0.5 pounds per hour and 20.2 tons per year. The particulate and roads and the products of construction from the plant. The plant is not a source of any other air pollution.

Because of the low emission rate and the limited time of operation, at any one time (2 years), the emissions from this facility will not cause any violation of the ambient air quality standards. An air quality impact study was conducted. Emissions from the facility will not significantly contribute to or cause a violation of any state or federal ambient air quality standards.

The Department will issue the FINAL Air Operation Permit, in accordance with the conditions of the DRAFT Permit unless written comments received in accordance with the following procedures result in a different decision or significant change of terms or conditions.

The Department will accept written comments and requests for public hearings concerning the proposed DRAFT Permit within a period of fourteen (14) days from the date of publication of the notice. Written comments and requests for public hearings should be provided to the Department, Bureau of Air Regulation, 2400 Blue Stone Road, Mail Station # 3302, Tallahassee, Florida 32399-7400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change to the DRAFT Permit, the Department shall issue a Revised DRAFT Permit and require, if applicable, another Public Hearing.

The Department will issue 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 F.S. or a timely request for mediation or an alternative remedy under Section 120.573 before the deadline for filing a petition. Hearing mediation will not retroactively affect the right to a hearing. If mediation does not result in a settlement, the procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation.

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 petitioner must submit the information set forth below and must file the petition in the Office of General Counsel of the Department, 2900 Commissioner Boulevard, Mail Station # 35, Tallahassee, Florida 32399-2000, telephone 904/687-9770, fax 904/687-9729. Petitions must be filed within fourteen days of publication of the public notice in which fourteen days of receipt of this notice of intent, whichever occurs first. A petitioner must file a copy of the petition to the petitioner in the address reflected above, at the time of filing. The failure of any person to file a petition for a request for mediation, or otherwise below) within this appropriate time period shall constitute a waiver of their right to request administrative hearing and mediation pursuant to Sections 120.569 and 120.57 F.S., or to intervene in the proceeding and participate as a party to it. Any subsequent intervention will be considered without regard to the filing of a petition in compliance with Rule 20.5-207 of the Florida Administrative Code.

A petition must specify the following information: (a) The name, address, and telephone number of each petitioner; (b) A statement of how and when each petitioner received notice of the Department's permitting decision; (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 constitute a 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 submitted in this notice of intent.

Because the administrative hearing process is designed to facilitate final agency action, the filing of a petition does not constitute a stay of the Department's final action. If a petitioner files a petition after the 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 applicable rules of procedure.

A person whose substantial interests are affected by the Department's proposed permitting decision, may elect to request mediation to resolve all or part of the proceeding to dispute mediation used by filing with the Department a request for mediation and the written agreement of all such parties to mediate the dispute. The request for mediation must be filed in accordance with the Office of General Counsel of the Department, 2900 Commissioner Boulevard, Mail Station # 35, Tallahassee, Florida 32399-2000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information: (a) The name, address, and telephone number of the person requesting mediation and their person's representative, if any; (b) A statement of the substance of the dispute; (c) A statement of the relief sought; and (d) Other information that the mediator's substantial interests will be affected by the action or proposed action submitted in this notice of intent or a statement clearly identifying the petition for hearing that the mediator has already filed, and requesting mediation by reference.

The agreement to mediate must include the following: (a) The name, address, and telephone number of any person who may attend the mediation; (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time; (c) The date, time, and place of the mediation; (d) A statement of the relief sought; and (e) The agreement of the parties to the confidentiality of discussions and documents introduced during mediation; (f) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen; (g) The name of each party's representative who shall have authority to settle or recommend settlement; and (h) The signature of all parties or their authorized representatives.

Notwithstanding the provisions of Sections 120.569 and 120.57 F.S., for requesting and holding an administrative hearing, unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department will issue a final order interpreting the agreement of the parties. Persons whose substantial interests will be affected by such modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above. If mediation results in a settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing process under Sections 120.569 and 120.57 F.S. remains available for disposition of the dispute and the notice will specify the deadlines that they will apply for challenging the agency action and electing remedies under those provisions.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m. Monday through Friday, except legal holidays, at:

Dade County Department of Environmental Protection Management, 25 Southwest Second Avenue, Suite 900, Miami, Florida 33130-1540, Telephone: 305/372-4921	Broward County Department of Environmental Protection, 218 Southeast 1st Avenue, Fort Lauderdale, Florida 33301, Telephone: 954/210-1200	Middleburg County Department of Environmental Protection Commission, 1410 North 21 Street, Tampa, Florida 33605, Telephone: 813/372-5330
--	--	--

Division of Environmental Science and Engineering, Palm Beach County Health Unit, 901 Fanning Street, West Palm Beach, Florida 33411, Telephone: 561/355-3070	Air Quality Division, Pinellas County Department of Environmental Management, 300 South Garden Avenue, Clearwater, Florida 34616, Telephone: 813/468-8422	Air and Water Quality Division, Regulatory and Environmental Services Department, 421 West Church Street, Jacksonville, Florida 32202-4111, Telephone: 904/830-3484
---	---	---

Department of Environmental Protection, Panther District, 140 Commercial Center, Suite 300, Panama, Florida 32401-3794, Telephone: 904/644-8300	Department of Environmental Protection, Southwest District, 2864 Colonel Palm Drive, Tampa, Florida, Telephone: 813/744-6100	Department of Environmental Protection, South Florida District, 2295 Yankee Avenue, Suite 344, Fort Myers, Florida 33901, Telephone: 813/222-4973
---	--	---

Department of Environmental Protection, Northeast District, 7922 Baymeadows Way, Suite 3029, Jacksonville, Florida 32256-4111, Telephone: 904/448-4300	Department of Environmental Protection, Central District, Suite 222, Orlando, Florida 32809-3747, Telephone: 407/964-7555	Department of Environmental Protection, Southeast District, 402 North Congress Avenue, West Palm Beach, Florida 33416-5425, Telephone: 561/681-8600
--	---	---

The complete project file includes the application, technical evaluation, draft permit, and the information that the responsible official, exclusive of confidential records under Section 607.111, F.S. Confidential persons may contact the Administrative New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/489-1364, for additional information.

FLORIDA PUBLISHING COMPANY
Publisher
JACKSONVILLE, DUVAL COUNTY, FLORIDA

STATE OF FLORIDA }
COUNTY OF DUVAL }

Before the undersigned authority personally appeared _____

Kimberly Crisp 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 Notice

in the matter of Notice of Intent

John Carlo, Inc.

Draft Permit No. 770402-AO

in the _____ Court,

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

June 13, 1997

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 at 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 procured 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 13th day of

June, A.D. 1997

Kimberly Crisp
Notary Public

My Commission Expires JUN 01 1998

THE TAMPA TRIBUNE
Published Daily
Tampa, Hillsborough County, Florida

State of Florida }
 County of Hillsborough } ss.

Before the undersigned authority personally appeared J. Rosenthal, who on oath says that she is Classified Billing 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 _____

JUNE 12, 1997

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

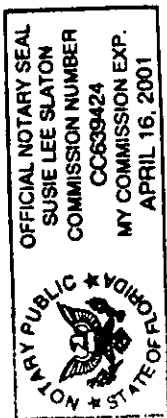
 13

Sworn to and subscribed before me, this _____ day
 of _____ JUNE _____, A.D. 19⁹⁷

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

(SEAL)

Susie Lee Slaton



PUBLIC NOTICE OF INTENT TO ISSUE AIR OPERATION PERMIT
 STATE OF FLORIDA
 DEPARTMENT OF ENVIRONMENTAL PROTECTION
 DRAFT Permit No. 7770402-002-AO
 John Carlo, Inc.
 Relocatable Concrete Batch Plant
 Statewide Operation
 The Department of Environmental Protection (Department) gives notice of its intent to issue (reissue) an Air Operation Permit to John Carlo, Inc., P.O. Box 18401, Jacksonville, Florida 32229, for operation of a relocatable concrete batch plant. An air construction permit and an air operation permit were previously issued. This notice will allow relocation of the plant to and operation in any county where it is published. A Best Available Control Technology (BACT) determination was not required for any air pollutant pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The unit will be operated near construction sites requiring ready-mix concrete.
 The concrete batch plant requires an open area for the storage of sand and aggregate. It includes a silo and vessels for the storage of cement, along with a bin, mixer, hoppers and conveyors. Payloaders transfer the sand and aggregate from the storage yard to the process equipment. Trucks haul the wet ready-mix concrete from the plant to the construction site. A baghouse is used to control the particulate matter emissions from the plant. Water is applied to the yard to control the fugitive emissions.
 Maximum particulate matter emissions at 200 cubic yard per hour production is estimated to be 6.5 pounds per hour and 28.5 tons per year. The payloaders and trucks emit the products of combustion from their fuel. The plant is not a source of any other air pollutant.
 Because of the low emission rate and the limited time of operation at any one site (2 years), the emissions from this facility will not cause any violations of the ambient air

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 Number 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 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 person whose substantial interests are affected by the Department's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information: (a) The name, address, and telephone number of the person requesting mediation and that person's representative, if any; (b) A statement of the preliminary agency action; (c) A statement of the relief sought; and (d) Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that the requester has already filed, and incorporating it by reference.

The agreement to mediate must include the following: (a) The names, addresses, and telephone numbers of any persons who may attend the mediation; (b) The name, address, and telephone number of the mediator selected by

the parties, or a provision for selecting a mediator within a specified time; (c) The agreed allocation of the costs and fees associated with the mediation; (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation; (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen; (f) The name of each party's representative who shall have authority to settle or recommend settlement; and (g) The signatures of all parties or their authorized representatives.

As provided in Section 120.573 F.S., the timely agreement of all parties to mediate will toll the time limitations imposed by Sections 120.569 and 120.57 F.S. for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under Sections 120.569 and 120.57 F.S. remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at: Dade County Department of Environmental Resources Management, 33 Southwest Second Avenue, Suite 900, Miami, Florida 33130-1540. Telephone: 305/372-6925. Division of Environmental Science and Engineering, Palm Beach County Health Unit, 901 Evernia Street, West Palm Beach, Florida 33401. Telephone: 361/355-3070. Department of Environmental Protection, Northwest District, 160 Government Center, Suite 308, Pensacola, Florida 32501-5794. Telephone: 904/444-8300. Department of Environmental Protection, Northeast District, 7825 Boy Meadows Way, Suite 200B, Jacksonville, Florida 32256. Telephone: 904/448-4300. Broward County Department of Natural Resource Protection, 218 Southwest 1st Avenue, Fort Lauderdale, Florida 33301. Telephone: 954/519-1220. Air Quality Division, Pinellas County Department of Environmental Management, 300 South Garden Avenue, Clearwater, Florida 34616. Telephone: 813/464-4422. Department of Environmental Protection, Southwest District, 3804 Coconut Palm Drive, Tampa, Florida. Telephone: 813/744-6100. Department of Environmental Protection, Central District, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767. Telephone: 407/984-7555. Hillsborough County Environmental Protection Commis-

sion
1410 North 21 Street
Tampa, Florida 33605
Telephone: 813/272-5530
Air and Water Quality Division
Regulatory and Environmental Services Department
421 West Church Street,
Suite 412
Jacksonville, Florida
Telephone: 904/630-3484
Department of Environmental Protection,
South Florida District -
2295 Victoria Avenue,
Suite 364 -
Fort Myers, Florida 33901
Telephone: 813/332-6975
Department of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida
33416-5425
Telephone: 561/681-6600
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 contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.
7318 6/12/97

The Department will issue the FINAL Air Operation 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 and requests for public meetings concerning the proposed DRAFT Permit issuance action for a period of fourteen (14) days from the date of publication of this Notice. Written comments and requests for public meetings 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 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 F.S. or a party requests mediation as an alternative remedy under Section 120.573 before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation. 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: 904/488-9370, fax: 904/487-4938. 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 (or a request for mediation, as discussed below) 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.

the parties, or a provision for selecting a mediator within a specified time; (c) The agreed allocation of the costs and fees associated with the mediation; (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation; (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen; (f) The name of each party's representative who shall have authority to settle or recommend settlement; and (g) The signatures of all parties or their authorized representatives.

As provided in Section 120.573 F.S., the timely agreement of all parties to mediate will toll the time limitations imposed by Sections 120.569 and 120.57 F.S. for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such modified final decision of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under Sections 120.569 and 120.57 F.S. remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at: Dade County Department of Environmental Resources Management, 33 Southwest Second Avenue, Suite 900, Miami, Florida 33130-1540. Telephone: 305/372-6925. Division of Environmental Science and Engineering, Palm Beach County Health Unit, 901 Evernia Street, West Palm Beach, Florida 33401. Telephone: 361/355-3070. Department of Environmental Protection, Northwest District, 160 Government Center, Suite 308, Pensacola, Florida 32501-5794. Telephone: 904/444-8300. Department of Environmental Protection, Northeast District, 7825 Boy Meadows Way, Suite 200B, Jacksonville, Florida 32256. Telephone: 904/448-4300. Broward County Department of Natural Resource Protection, 218 Southwest 1st Avenue, Fort Lauderdale, Florida 33301. Telephone: 954/519-1220. Air Quality Division, Pinellas County Department of Environmental Management, 300 South Garden Avenue, Clearwater, Florida 34616. Telephone: 813/464-4422. Department of Environmental Protection, Southwest District, 3804 Coconut Palm Drive, Tampa, Florida. Telephone: 813/744-6100. Department of Environmental Protection, Central District, 3319 Maguire Boulevard, Suite 232, Orlando, Florida 32803-3767. Telephone: 407/984-7555. Hillsborough County Environmental Protection Commis-

tion
1410 North 21 Street
Tampa, Florida 33605
Telephone: 813/272-5530
Air and Water Quality Division
Regulatory and Environmental Services Department
421 West Church Street,
Suite 412
Jacksonville, Florida
Telephone: 904/630-3484
Department of Environmental Protection,
South Florida District -
2295 Victoria Avenue,
Suite 364 -
Fort Myers, Florida 33901
Telephone: 813/332-6975
Department of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida
33416-5425
Telephone: 561/681-6600
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 contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.
7318 6/12/97

tion
1410 North 21 Street
Tampa, Florida 33605
Telephone: 813/272-5530
Air and Water Quality Division
Regulatory and Environmental Services Department
421 West Church Street,
Suite 412
Jacksonville, Florida
Telephone: 904/630-3484
Department of Environmental Protection,
South Florida District -
2295 Victoria Avenue,
Suite 364 -
Fort Myers, Florida 33901
Telephone: 813/332-6975
Department of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida
33416-5425
Telephone: 561/681-6600
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 contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.
7318 6/12/97

tion
1410 North 21 Street
Tampa, Florida 33605
Telephone: 813/272-5530
Air and Water Quality Division
Regulatory and Environmental Services Department
421 West Church Street,
Suite 412
Jacksonville, Florida
Telephone: 904/630-3484
Department of Environmental Protection,
South Florida District -
2295 Victoria Avenue,
Suite 364 -
Fort Myers, Florida 33901
Telephone: 813/332-6975
Department of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida
33416-5425
Telephone: 561/681-6600
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 contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.
7318 6/12/97

The Orlando Sentinel

Published Daily \$609.20

State of Florida } S.S.
COUNTY OF ORANGE

Before the undersigned authority personally appeared LORI G. DAVIS, who on oath says that he/she is the Legal Advertising Representative of The Orlando Sentinel, a daily newspaper published at ORLANDO in ORANGE County, Florida; that the attached copy of advertisement, being a PUBLIC NOTICE OF AIR OPERATION PERMIT in the matter of AIR OPERATION PERMIT in the ORANGE Court, was published in said newspaper in the issue of 06/14/97

Affiant further says that the said Orlando Sentinel is a newspaper published at ORLANDO in said ORANGE County, Florida, and that the said newspaper has heretofore been continuously published in said ORANGE County, Florida, each Week Day and has been entered as second-class mail matter at the post office in ORLANDO in said ORANGE 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/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.

The foregoing instrument was acknowledged before me this 18 day of JUNE, 1997, by LORI G. DAVIS who is personally known to me and who did take an oath.

(SEAL)

SHERRI L. MILLER
Notary Public
No. 57110
Notary Seal
Notary Commission Expires 12/31/98

PUBLIC NOTICE OF INTENT TO ISSUE AIR OPERATION PERMIT STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION DRAFT Permit No. 779402-003-A0 John Carlo, Inc. Relocatable Concrete Batch Plant Statewide Operation

The Department of Environmental Protection (Department) gives notice of its intent to issue (reissue) an Air Operation Permit to John Carlo, Inc., P.O. Box 18401, Jacksonville, Florida 32229, for operation of a relocatable concrete batch plant. An air construction permit and an air operation permit were previously issued. This notice will allow relocation of the plant to and operation in any county where it is published. A Best Available Control Technology (BACT) determination was not required for any air pollutant pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The unit will be operated near construction sites requiring ready-mix concrete. The concrete batch plant requires an open area for the storage of sand and aggregate. It includes a silo and vessels for the storage of cement, along with a bin, mixer, hoppers and conveyors. Payloaders transfer the sand and aggregate from the storage yard to the process equipment. Trucks haul the wet ready-mix concrete from the plant to the construction site. A baghouse is used to control the particulate matter emissions from the plant. Water is applied to the yard to control the fugitive emissions. Maximum particulate matter emissions at 200 cubic yard per hour production is estimated to be 6.5 pounds per hour and 28.5 tons per year. The payloaders and trucks emit the products of combustion from their fuel. The plant is not a source of any other air pollutant. Because of the low emission rate and the limited time of operation at any one site (2 years), the emissions from this facility will not cause any violations of the ambient air quality standards. An air quality impact analysis was not conducted. Emissions from the facility will not significantly contribute to or cause a violation of any state or federal ambient air quality standards. The Department will issue the FINAL Air Operation Permit, in accordance with the conditions of the DRAFT Permit unless a response received in accordance with the following procedure results in a different decision or significant change of terms or conditions. The Department will accept written comments and requests for public meetings concerning the proposed DRAFT Permit is-

SUBSTANCE ACTION within a period of fourteen (14) days from the date of publication of this Notice. Written comments and requests for public meetings should be provided to the Department's Bureau of Air Regulation, 2900 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 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 F.S. or a party requests mediation as an alternative remedy under Section 120.573 before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation.

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: 904/489-9370; fax: 904/487-4938. Petitioners 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 (or a request for mediation, as discussed below) 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 29-5.207 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 Number 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

Telephone: 561/355-3070
Department of Environmental Protection
Northwest District
160 Government Center,
Suite 308
Pensacola, Florida 32501-5794
Telephone: 904/444-8300
Department of Environmental Protection
Northeast District
7825 Baymeadows Way,
Suite 200B
Jacksonville, Florida 32256
Telephone: 904/448-4300
Broward County Department of Natural Resource Protection
218 Southwest 1st Avenue
Fort Lauderdale, Florida 33301
Telephone: 954/519-1220
Air Quality Division
Pinellas County Department of Environmental Management
300 South Garden Avenue
Clearwater, Florida 34616
Telephone: 813/484-4422
Department of Environmental Protection
Southwest District
3804 Coconut Palm Drive
Tampa, Florida
Telephone: 813/744-8100
Department of Environmental Protection
Central District
3319 Maguire Boulevard,
Suite 232
Orlando, Florida 32803-3787
Telephone: 407/964-7555
Hillsborough County
Environmental Protection
Commission
1410 North 21 Street
Tampa, Florida 33605
Telephone: 813/272-5530
Air and Water Quality Division
Regulatory and Environmental
Services Department
421 West Church Street
Suite 412
Jacksonville, Florida 32202-4111
Telephone: 904/530-3484
Department of Environmental Protection
South Florida District
2295 Victoria Avenue
Suite 364
Fort Myers, Florida 33901

Telephone: 813/332-6975
Department of Environmental Protection
Southeast District
400 North Congress Avenue
West Palm Beach, Florida
33418-5425
Telephone: 561/681-6800
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 contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.
COR1564197 JUNE 14, 1997

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 person whose substantial interests are affected by the Department's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information: (a) The name, address, and telephone number of the person requesting mediation and that person's representative, if any; (b) A statement of the preliminary agency action; (c) A statement of the relief sought; and (d) Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that the requester has already filed, and incorporating it by reference.

The agreement to mediate must include the following:

- (a) The names, addresses, and telephone numbers of any persons who may attend the mediation;
- (b) The name, address, and telephone number of the mediator selected by the parties, or a provision for selecting a mediator within a specified time;
- (c) The agreed allocation to the

costs and fees associated with the mediation;

(d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation;

(e) The date, time and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen;

(f) The name of each party's representative who shall have authority to settle or recommend settlement; and

(g) The signatures of all parties or their authorized representatives.

As provided in section 120.573 F.S., the timely agreement of all parties to mediate will toll the time limitations imposed by sections 120.569 and 120.57 for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department of Environmental Protection must enter an order incorporating the agreement of the parties. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under sections 120.569 and 120.57 remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Dade County Department of Environmental Resources Management
33 Southwest Second Avenue,
Suite 900
Miami, Florida 33130-1540
Telephone: 305/372-6925
Division of Environmental Science and Engineering
Palm Beach County Health Unit
901 Evernia Street
West Palm Beach, Florida 33401