



FLORIDA CRUSHED STONE COMPANY JAN 27 1999

RECEIVED

Department of Environmental Protection
BY SOUTHWEST DISTRICT

January 21, 1999

CERTIFIED MAIL
P 966 467 948

Mr. W.C. Thomas
District Air Program Administrator
Department of Environmental Protection
Southwest District
3804 Coconut Palm Drive
Tampa, FL 33619

Re: St. Catherine Mine
DEP File #119001-004-AC
Facility ID #1190017
Emission Unit ID #4 & 13

Dear Mr. Thomas:

Enclosed with this letter please find proof of publication for the Departments Notice of Intent to issue the above referenced permit.

Should you require further information, please contact me at (352) 787-0608.

Sincerely,

A handwritten signature in black ink, appearing to read 'Pat Venable', written in a cursive style.

Pat Venable, REM
Environmental Coordinator

PV/r

Xc: Dennis Kenney
Mike Smith

H:\rstill\My Documents\Pat Venable\
St. Catherine\DEP-1190017-004-AC
WC Thomas 1-21-99.doc

Proof Of Publication

from the
SUMTER COUNTY TIMES
Bushnell, Sumter County, Florida
PUBLISHED WEEKLY

STATE OF FLORIDA
COUNTY OF SUMTER

Before the undersigned authority personally
appeared FELICIA H. SATCHELL

of the Sumter County Times, a newspaper published
weekly on Thursday at Bushnell in Sumter County,
Florida, that the attached copy of advertisement
being a public notice in the matter of the

PERMIT FILE NO: 1190017-004-AC

Court, was published in said newspaper in the issues
of

JANUARY 14, 1999

Affiant further says that the Sumter County Times is a
newspaper published at Bushnell in said Sumter
County, Florida, and that the said newspaper has
heretofore been continuously published in Sumter
County, Florida, each week and has been entered
as second class mail matter at the post office in
Bushnell in said Sumter 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.

Felicia H. Satchell

The forgoing instrument was acknowledged before
me this 14th day of JAN 19 99

by FELICIA H. SATCHELL
who is personally known to me and who did take
an oath.

Jeanette A. Schmidt
Notary Public
Notary Public, State of Florida
Commission No. CC 669909
My Commission Exp. 08/16/2001
1-800-3-NOTARY - Fla. Notary Service & Bonding Co.

6310114 SCT
PUBLIC NOTICE
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF INTENT TO ISSUE PERMIT

JAN 19 1999

The Department of Environmental Protection gives notice of its intent to issue an air pollution permit (Permit File No. 1190017-004-AC) to Florida Crushed Stone Company for the construction of a belt conveyor and a top-off hopper, and to increase production at its limestone processing plant located at the St. Catherine Mine, Highway 673, St. Catherine, Sumter County, Florida. MAILING ADDRESS - Florida Crushed Stone Company, P.O. Box 490300, Leesburg, Florida, 34749-0300, to the attention of Mr. Dennis C. Kenney, P. G.

The Department will issue the permits with their 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, 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 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), F.S., 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), F.S., 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, F.A.C.

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 also 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 such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

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 the permits. 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. The application 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 8407 Laurel Fair Circle, Tampa, Florida.

Any person may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 103.111, F.S.), all relevant supporting materials, a copy of a permit draft, and all other materials available to the Department that are relevant to the permit decision. Additionally, 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 Permit." Requests and written comments filed should be provided to the Florida Department of Environmental Protection at 3804 Coconut Palm Drive, Tampa, FL 33619 to the attention of Mr. Jerry Kissel (phone no. 813-744-6100, ext. 107) referencing the Permit File No. 1190017-004-AC. 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.

Published one (1) time in the Sumter County Times Thursday, January 14, 1999.