

# Southern Environmental Sciences, Inc.

1204 North Wheeler Street 9 Plant City, Florida 33563-2354 9 (813) 752-5014 9 Fax (813) 752-2475

July 23, 2009

Attn: Mr. Bruce Mitchell, Project Engineer  
Fla. Dept. of Environmental Protection  
Bureau of Air Regulation  
2600 Blair Stone Road, MS #5505  
Tallahassee, FL 32399-2400

RECEIVED

JUL 24 2009

BUREAU OF AIR REGULATION

Re: Proof of Publication, Ajax Paving Industries of Florida, LLC, 7775592-001-AC

Dear Mr. Mitchell:

With respect to the referenced matter, I am pleased to enclose the original proof of publication affidavit of the "Public Notice of Intent to Issue Air Permit" that was published on July 19, 2009 in the Charlotte Sun.

Please feel free to contact Southern Environmental Sciences if you have any questions.

Very truly yours,

SOUTHERN ENVIRONMENTAL  
SCIENCES, INC.



Lynn Robinson, P.E.  
Permitting Manager

encl: affidavit

cc: Mr. Vince Hafeli, V.P., Ajax Paving Industries of Florida, LLC

# SUN NEWSPAPERS

Charlotte • DeSoto • Englewood • North Port • Venice

PUBLISHER'S AFFIDAVIT OF PUBLICATION

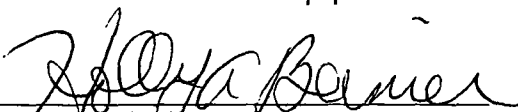
STATE OF FLORIDA

COUNTY OF CHARLOTTE:

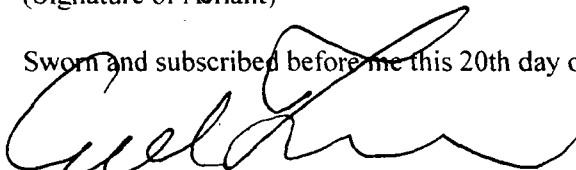
Before the undersigned authority personally appeared Holly Bernier, who on oath says that she is legal clerk of the (Charlotte Sun, Englewood Sun, DeSoto Sun, North Port Sun, Venice Gondolier Sun), a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice of Intent to Issue Permit, was published in said newspaper in the issues of:

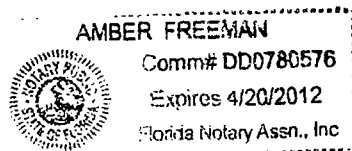
July 19, 2009

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or 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.

  
(Signature of Affiant)

Sworn and subscribed before me this 20th day of July, 2009.

  
(Signature of Notary Public)



## PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection

Division of Air Resource Management, Bureau of Air Regulation  
Project No. 7775592-001-AC  
Ajax Paving Industries of Florida, LLC

Two Relocatable Lime Silos and Fiber Feeder Systems

Charlotte, Hillsborough, Lee, Manatee, Pasco and Sarasota Counties, Florida

**Applicant:** The applicant for this project is the Ajax Paving Industries of Florida, LLC. The applicant's authorized representative and mailing address is: Mr. Vince L. Hafeli, Vice President, Ajax Paving Industries of Florida, LLC, 510 Gene Green Road, Nokomis, Florida 34275.

**Facility Locations:** Ajax Paving Industries of Florida, LLC (Ajax) owns and operates six existing hot mix asphalt (HMA) plants. Ajax is requesting authorization to be able to set up two relocatable portable lime silos and/or two relocatable portable mineral wool asphalt reinforcement fiber (fiber) feeder systems for use at any of the six existing HMA plants. The potential locations of a relocatable portable lime silo and/or a relocatable portable fiber feeder system are:

1. Nokomis HMA Plant, 510 Gene Green Road, Laurel, Sarasota County;

2. Tuckers Corner HMA Plant, 40851 Cook Brown Road, Punta Gorda, Charlotte County;

3. Port Manatee HMA Plant, 12165 U.S. 41 North, Palmetto, Manatee County;

4. Pennsylvania Street HMA Plant, 7121 Pennsylvania Street, Fort Myers, Lee County (Relocatable Plant);

5. Odessa HMA Plant, 11603 County Road 54 West, Odessa, Pasco County (Relocatable Plant); and

6. Tampa HMA Plant, 5960 Jensen Road, Tampa, Hillsborough County. However, a relocatable portable lime silo and/or a relocatable portable fiber feeder system may also be operated at any other site within the permitted counties (Charlotte, Hillsborough, Lee, Manatee, Pasco and Sarasota).

**Project:** Ajax requests authorization to be able to set up two relocatable portable lime silos and/or two relocatable portable fiber feeder systems for use at any of six existing HMA plants. The usage of this material will not increase the permitted production rate nor the permitted production capacity of each affected HMA plant, but allows the use of new materials in the production of a HMA product. The air operation permit at each HMA plant must be revised to allow operation of this equipment prior to relocation and operation at that site. The air permit does not relieve the owner from complying with other local provisions such as zoning.

The project is subject to general preconstruction review pursuant to Rule 62-212.300, Florida Administrative Code (F.A.C.). Potential emissions are less than one ton per year of particulate matter (PM) after control. The control systems that are going to be utilized to minimize PM and visible emissions are 1) a dust collector located atop of a lime silo, when loading lime into the lime silo from a truck or unloading lime from the lime silo into a truck, and 2) the existing HMA plant's main baghouse dust collector, when feeding fiber material and lime to the HMA mixing drum operation. Negative pressure will be maintained on both operations to further minimize PM and visible emissions.

**Permitting Authority:** Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.), and Chapters 62-4, 62-210 and 62-212, F.A.C. The proposed project is not exempt from air permitting requirements and an air permit is

required to perform the proposed work. The Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida 32301. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/488-0114.

**Project File:** A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at address indicated above for the Permitting Authority. The complete project file includes the Draft Permit, the Technical Evaluation and Preliminary Determination, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address and phone number listed above. In addition, electronic copies of these documents are available on the following web site: [www.dep.state.fl.us/air/eproductions/apds/default.asp](http://www.dep.state.fl.us/air/eproductions/apds/default.asp).

**Notice of Intent to Issue Air Permit:** The Permitting Authority gives notice of its intent to issue an air permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of proposed equipment will not adversely impact air quality and that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a Final Permit in accordance with the conditions of the proposed Draft Permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S., or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

**Comments:** The Permitting Authority will accept written comments concerning the proposed Draft Permit for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the Permitting Authority by close of business (5:00 p.m.) on or before the end of this 14-day period. If written comments received result in a significant change to the Draft Permit, the Permitting Authority shall revise the Draft Permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

**Petitions:** A person whose substantial interests are affected by the 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 with (received by) the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of this Public Notice or receipt of a written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Permitting Authority for notice of agency action may file a petition within 14 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 (in a proceeding initiated by another party) 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 Permitting Authority'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 rights will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so state; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the agency to take with respect to the agency's proposed action. A petition that does not dispute the material facts upon which the Permitting Authority'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, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Permitting Authority's final action may be different from the position taken by it in this Public Notice of Intent to Issue Air Permit. Persons whose substantial interests will be affected by any such final decision of the Permitting Authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

**Mediation:** Mediation is not available for this proceeding.

Publish: July 19, 2009  
312803 2257682



# SOUTHERN ENVIRONMENTAL SCIENCES, INC.

LYNN ROBINSON, P.E.  
*Permitting Manager*

(813) 752-5014  
FAX (813) 752-2475  
[www.sesfla.com](http://www.sesfla.com)

1204 North Wheeler Street  
Plant City, Florida 33563-2354

[lrobinson@sesfla.com](mailto:lrobinson@sesfla.com)