

Southern Environmental Sciences, Inc.

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

October 25, 2012

Mr. Scott M. Sheplak, P.E.
telephone at (850) 717-9074
email scott.sheplak@dep.state.fl.us.
2600 Blair Stone Road, MS #5505
Tallahassee, Florida 32399-2400
Permitting Authority telephone (850) 717-9000

RECEIVED

OCT 26 2012

DIVISION OF AIR
RESOURCE MANAGEMENT

Re: Proofs of Publication
Ajax Paving Industries of Florida, LLC
FDEP Project: 7775592-002-AC
Exempting 2 Lime Silos and 2 Fiber Feeders

Dear Mr. Sheplak:

On behalf of Ajax Paving Industries of Florida, LLC, I am pleased to submit the enclosed four (4) original Proof of Publication (POP) affidavits of the "Public Notice of Intent to Issue Air Permit" (Public Notice) that were published in the following four (4) counties: Charlotte (Oct. 24, 2012 in Sarasota Herald-Tribune), Lee (Oct. 20, 2012 in The News-Press), Manatee (Oct. 24, 2012 in Sarasota Herald-Tribune), and Sarasota (Oct. 24, 2012 in Sarasota Herald-Tribune) Counties.

We will send the POP affidavits for Hillsborough and Pasco Counties for the Notices which were to be published today, Oct. 25, 2012, when we receive them.

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

12P225

Encl: Four (4) POP affidavits

cc: Mr. Vince Hafeli, V.P., Ajax Paving Industries of Florida, LLC vhafeli@ajaxpaving.com

AFFIDAVIT OF PUBLICATION

SARASOTA HERALD-TRIBUNE
PUBLISHED DAILY
SARASOTA, SARASOTA COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF CHARLOTTE

BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED SHARI BRICKLEY, WHO ON OATH SAID SHE IS DIRECTOR OF ADVERTISING FOR THE SARASOTA HERALD-TRIBUNE, A DAILY NEWSPAPER PUBLISHED AT SARASOTA, IN SARASOTA COUNTY FLORIDA; AND CIRCULATED IN CHARLOTTE COUNTY DAILY; THAT THE ATTACHED COPY OF ADVERTISEMENT BEING A NOTICE IN THE MATTER OF:

Legal description documented below:

IN THE COURT WAS PUBLISHED IN THE SOUTH EDITION OF SAID NEWSPAPER IN THE ISSUES OF:

10/24 1x

AFFIANT FURTHER SAYS THAT THE SAID SARASOTA HERALD-TRIBUNE IS A NEWSPAPER PUBLISHED AT SARASOTA, IN SAID SARASOTA COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS THERETOFORE BEEN CONTINUOUSLY PUBLISHED IN SAID SARASOTA COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MAIL MATTER AT THE POST OFFICE IN PUNTA GORDA, IN SAID CHARLOTTE 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, FIRM OR CORPORATION ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR THE PURPOSE OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN THE SAID NEWSPAPER.

SIGNED



SWORN OR AFFIRMED TO, AND SUBSCRIBED BEFORE ME THIS 24 DAY OF October, A.D., 2012
BY SHARI BRICKLEY WHO IS PERSONALLY KNOWN TO ME.

Notary Public



PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection
Division of Air Resource Management, Office of Permitting and Compliance
Draft Permit No. 7775592-002-AC, Air Construction Permit Revision
Ajax Paving Industries of Florida, LLC
Six (6) Existing Hot Mix Asphalt Plants
Charlotte, Hillsborough, Lee, Manatee, Pasco and Sarasota Counties, Florida

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

Facility Location: Ajax Paving Industries of Florida, LLC (Ajax), owns and operates six existing hot mix asphalt (HMA) plants. The potential locations of the relocatable portable lime silos and/or relocatable portable mineral wool asphalt reinforcement fiber (fiber) feeder systems 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: The applicant applied on August 6, 2012 (date received \$250.00 permit processing fee), to the Department for a minor source air construction permit revision to reclassify the two (2) portable lime storage silos and two (2) portable fiber feeders because they are exempt from air permitting as allowed by Rule 62-210.300(3)(b)1., F.A.C.

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 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements. The Office of Permitting and Compliance is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address and mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.

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 the address indicated above for the Permitting Authority. The complete project file includes the draft air construction permit revision, 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 view the draft air construction permit revision by visiting the following web site: <http://www.dep.state.fl.us/air/emission/apds/default.asp> and entering the permit number shown above. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Air Permits: The Permitting Authority gives notice of its intent to issue an air construction permit revision for the project described above. The applicant has provided reasonable assurance 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 final permit revision in accordance with the conditions of the draft air construction permit revision unless a response received in accordance with the following procedures results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the draft air construction permit revision for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the close of business (5:00 p.m.), on or before the end of this 14-day period by the Permitting Authority at the above address. If timely received written comments result in a significant change to the draft air construction permit revision, the Permitting Authority shall issue a revised draft air construction permit revision and require, if applicable, another Public Notice. All comments filed will be made available for public inspection. For additional information, contact the Permitting Authority at the above address or phone number.

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 the 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 indicate; (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 Permits. 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.

Date of pub: October 24, 2012

THE NEWS-PRESS
Published every morning
Daily and Sunday
Fort Myers, Florida
Affidavit of Publication

STATE OF FLORIDA
 COUNTY OF LEE

Before the undersigned authority, personally appeared **Jessica Braband** who on oath says that he/she is the **Legal Assistant** of the News-Press, a daily newspaper, published at Fort Myers, in Lee County, Florida; that the attached copy of advertisement, being a

Notice of Action

In the matter of: **Intent to Issue Air Permit Draft Permit No. 7775592-002AC, Ajax Paving Industries of Florida, LLC**

In the court was published in said newspaper in the issues of

October 20, 2012

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the 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.

Jessica Braband

Sworn to and subscribed before me this 22nd day of October, 2012.

by **Jessica Braband**
 personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public

Shawnmarie Pitts

Print Name: **Shawnmarie Pitts**
 My commission Expires: **March 15, 2013**

NOTARY PUBLIC-STATE OF FLORIDA
 Shawnmarie Pitts
 Commission # DD870574
 Expires: MAR. 15, 2013
 BONDED THRU ATLANTIC BONDING CO., INC.

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT
 Florida Department of Environmental Protection
 Division of Air Resource Management, Office of Permitting and Compliance
 Draft Permit No. 7775592-002-AC, Air Construction Permit Revision
 Ajax Paving Industries of Florida, LLC
 Six (6) Existing Hot Mix Asphalt Plants
 Charlotte, Hillsborough, Lee, Manatee, Pasco and Sarasota Counties, Florida

Applicant: The applicant for this project is Ajax Paving Industries of Florida, LLC. The applicant's authorized representative and mailing address are: Mr. Vince L. Hafeli, Vice President, Ajax Paving Industries of Florida, LLC, 510 Gene Green Road, Nokomis, Florida 34275.
Facility Location: Ajax Paving Industries of Florida, LLC (Ajax), owns and operates six existing hot mix asphalt (HMA) plants. The potential locations of the relocatable portable lime silos and/or relocatable portable mineral wool asphalt reinforcement fiber (fiber) feeder systems 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: The applicant applied on August 6, 2012 (date received \$250.00 permit processing fee), to the Department for a minor source air construction permit revision to reclassify the two (2) portable lime storage silos and two (2) portable fiber feeders because they are exempt from air permitting as allowed by Rule 62?210.300(3)(b)1., F.A.C.

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 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements. The Office of Permitting and Compliance is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address and mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.
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 the address indicated above for the Permitting Authority. The complete project file includes the draft air construction permit revision, 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 view the draft air construction permit revision by visiting the following web site: <http://www.dep.state.fl.us/air/emission/aps/default.asp> and entering the permit number shown above. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.
Notice of Intent to Issue Air Permits: The Permitting Authority gives notice of its intent to issue an air construction permit revision for the project described above. The applicant has provided reasonable assurance 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 final permit revision in accordance with the conditions of the

draft air construction permit revision unless a response received in accordance with the following procedures results in a different decision or a significant change of terms or conditions.
Comments: The Permitting Authority will accept written comments concerning the draft air construction permit revision for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the close of business (5:00 p.m.), on or before the end of this 14-day period by the Permitting Authority at the above address. If timely received written comments result in a significant change to the draft air construction permit revision, the Permitting Authority shall issue a revised draft air construction permit revision and require, if applicable, another Public Notice. All comments filed will be made available to public inspection. For additional information, contact the Permitting Authority at the above address or phone number.
Petitions: A person whose substantial interests are affected by the proposed permit decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain information set forth below and must be filed with (received by) the Department 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 persons other than those entitled to written notice under Section 120.60(3), F.S. must be filed within 14 days of publication of the 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 29.142.905.
 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; (c) The name and address 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; (d) A statement of when the petitioner received notice of the agency action or proposed decision; (e) A statement of all disputed issues of material fact. If there are none, the petitioner must so indicate; (f) 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; (g) 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, (h) 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 other 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 the petitioner in this Public Notice of Intent to Issue Air Permits. Person whose substantial interests will be affected by any such final decision of the Permitting Authority or the application may 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 in this proceeding. Oct. 20 No.1462360

AFFIDAVIT OF PUBLICATION

SARASOTA HERALD-TRIBUNE
PUBLISHED DAILY
SARASOTA, SARASOTA COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF MANATEE

BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED SHARI BRICKLEY, WHO ON OATH SAID SHE IS DIRECTOR OF ADVERTISING FOR THE SARASOTA HERALD-TRIBUNE, A DAILY NEWSPAPER PUBLISHED AT SARASOTA, IN SARASOTA COUNTY FLORIDA; AND CIRCULATED IN MANATEE COUNTTEE DAILY; THAT THE ATTACHED COPY OF ADVERTISEMENT BEING A NOTICE IN THE MATTER OF:

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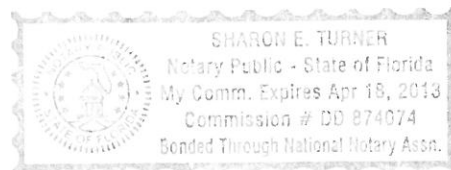
SIGNED _____



SWORN OR AFFIRMED TO, AND SUBSCRIBED BEFORE ME THIS 27 DAY OF October, A.D., 2012
BY SHARI BRICKLEY WHO IS PERSONALLY KNOWN TO ME.



Notary Public



PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection
Division of Air Resource Management, Office of Permitting and Compliance
Draft Permit No. 7775592-002-AC, Air Construction Permit Revision
Ajax Paving Industries of Florida, LLC
Six (6) Existing Hot Mix Asphalt Plants
Charlotte, Hillsborough, Lee, Manatee, Pasco and Sarasota Counties, Florida

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

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AFFIDAVIT OF PUBLICATION

SARASOTA HERALD-TRIBUNE
PUBLISHED DAILY
SARASOTA, SARASOTA COUNTY, FLORIDA

STATE OF FLORIDA
COUNTY OF SARASOTA

BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED SHARI BRICKLEY, WHO ON OATH SAID SHE IS CLASSIFIED DIRECTOR OF ADVERTISING FOR THE SARASOTA HERALD-TRIBUNE, A DAILY NEWSPAPER PUBLISHED AT SARASOTA, IN SARASOTA COUNTY FLORIDA; AND CIRCULATED IN SARASOTA COUNTY DAILY; THAT THE ATTACHED COPY OF ADVERTISEMENT BEING A NOTICE IN THE MATTER OF:


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AFFIANT FURTHER SAYS THAT THE SAID SARASOTA HERALD-TRIBUNE IS A NEWSPAPER PUBLISHED AT SARASOTA, IN SAID SARASOTA COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS THERETOFORE BEEN CONTINUOUSLY PUBLISHED IN SAID SARASOTA COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED AS SECOND CLASS MAIL MATTER AT THE POST OFFICE IN SARASOTA, IN SAID SARASOTA 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, FIRM OR CORPORATION ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR THE PURPOSE OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN THE SAID NEWSPAPER.

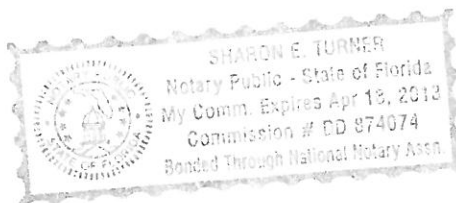
SIGNED



SWORN OR AFFIRMED TO, AND SUBSCRIBED BEFORE ME THIS 24 DAY OF October, A.D., 2012
BY SHARI BRICKLEY WHO IS PERSONALLY KNOWN TO ME.



Notary Public



PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection
Division of Air Resource Management, Office of Permitting and Compliance
Draft Permit No. 7775592-002-AC, Air Construction Permit Revision
Ajax Paving Industries of Florida, LLC
Six (6) Existing Hot Mix Asphalt Plants
Charlotte, Hillsborough, Lee, Manatee, Pasco and Sarasota Counties, Florida

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

Facility Location: Ajax Paving Industries of Florida, LLC (Ajax), owns and operates six existing hot mix asphalt (HMA) plants. The potential locations of the relocatable portable lime silos and/or relocatable portable mineral wool asphalt reinforcement fiber (fiber) feeder systems 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: The applicant applied on August 6, 2012 (date received \$250.00 permit processing fee), to the Department for a minor source air construction permit revision to reclassify the two (2) portable lime storage silos and two (2) portable fiber feeders because they are exempt from air permitting as allowed by Rule 62-210.300(3)(b)1., F.A.C.

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 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements. The Office of Permitting and Compliance is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address and mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.

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 the address indicated above for the Permitting Authority. The complete project file includes the draft air construction permit revision, 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 view the draft air construction permit revision by visiting the following web site: <http://www.dep.state.fl.us/air/emission/apds/default.asp> and entering the permit number shown above. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Air Permits: The Permitting Authority gives notice of its intent to issue an air construction permit revision for the project described above. The applicant has provided reasonable assurance 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 final permit revision in accordance with the conditions of the draft air construction permit revision unless a response received in accordance with the following procedures results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the draft air construction permit revision for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the close of business (5:00 p.m.), on or before the end of this 14-day period by the Permitting Authority at the above address. If timely received written comments result in a significant change to the draft air construction permit revision, the Permitting Authority shall issue a revised draft air construction permit revision and require, if applicable, another Public Notice. All comments filed will be made available for public inspection. For additional information, contact the Permitting Authority at the above address or phone number.

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 the 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 indicate; (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 Permits. 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.

Date of pub: October 24, 2012