

Florida Department of Environmental Regulation

Twin Towers Office Bldg. • 2600 Blair Stone Road • Tallahassee, Florida 32399-2400

Lawton Chiles, Governor

Carol M. Browner, Secretary

April 20, 1992

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Albert W. Townsend
Director, Technical Services
Tarmac Florida, Inc.
455 Fairway Drive
Deerfield Beach, FL 33441

Dear Mr. Townsend:

Re: Extension of Permit No. PSD-FL-142/Kiln No. 2

The Department received your March 24 letter requesting an extension of the expiration date of the above permit. The expiration date is changed as shown below:

FROM: June 30, 1992

TO: December 31, 1993

Another \$50.00 fee will be required if it is necessary to request another extension. This letter shall become Attachment No. 14 to this permit.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the permit applicant and the parties listed below must be filed within 14 days of receipt of this intent. Petitions filed by other persons must be filed within 14 days of publication of the public notice or within 14 days of their receipt of this intent, whichever first occurs. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, Florida Statutes.

The Petition shall contain the following information:

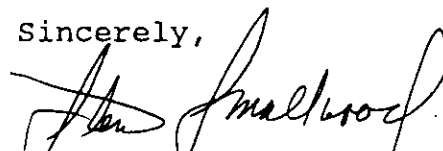
- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed;

Mr. Albert W. Townsend
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- (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 facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes 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 petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this intent. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this intent in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

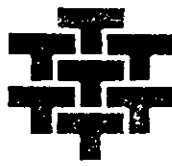
Sincerely,



STEVE SMALLWOOD, P.E.
Director
Division of Air Resources
Management

SS/JR/plm

c: I. Goldman, SED
D. Buff, P.E.
J. Harper, EPA
E. Anderson, DCDERM



Tarmac

RECEIVED
MAIL ROOM
1992 MAR 30 AM 11:12

TARMAC FLORIDA, INC.

455 Fairway Drive
Hillsboro Executive Center North
Deerfield Beach, Florida 33441

March 24, 1992

Telephone:
Deerfield Beach (305) 481-2800

Mr. C.H. Fancy, P.E.
Florida Department of Environmental Regulation
Twin Towers Office Bldg.
2600 Blair Stone Road
Tallahassee, Florida 32399

RE: Tarmac Pennsuco Cement Plant Coal Conversion Kiln # 2

Dear Mr. Fancy:

This letter is to update you on the status of Kiln #2's coal conversion and to request an extension of same. At the time of permitting it was anticipated that the cement demand would increase sufficiently to allow Kiln #2 to be started up. Unfortunately, this did not materialize in 1991. The market has just recently indicated an upturn sufficient to consume this added production. Also, the Venezuela cement dumping suit has been settled in favor of American producers and a tariff has been placed on these imports. Coincidentally, natural gas availability and prices have become more favorable.

This being the case, and to keep our investment at a minimum we are opting to start Kiln #2 up on gas the last week of March. We do believe, however that the availability and/or the pricing of the gas will be short lived and expect to convert to coal within the next twelve months.

We respectfully request pursuant to FAC 17-4.080(3) our construction/testing permit #AC13-169901 be extended until 12/31/93. A \$50.00 check is enclosed for the extension pursuant to F.A.C. 17-4.050(4)(0)3. We will timely notify the department as when our compliance testing will be performed on Kiln #2 pursuant to the existing operation permit.

If you have any additional questions you can contact me at (305) 425-4161.

Sincerely,

Albert W. Townsend
Director Technical Services

501031

- cc: E. Anderson, DCDERM
- D. Buff, KBN Engineering
- B. Smith
- D. Bailey
- M. Kane
- S. Brooks, SE Dist.
- G. Reynolds