



Florida Department of Environmental Protection

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2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

December 4, 2007

- CERTIFIED MAIL - RETURN RECEIPT REQUESTED -

Mr. Jon Koepke
Environmental Manager
Florida Crushed Stone Company
11430 Camp Mine Road
Brooksville, Florida 34605-0668

RE: Florida Crushed Stone Company
Modification to Conditions of Certification
DEP Case Number PA 82-17N
OGC Case Number 07-1803

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Dear Mr. Koepke:

The Siting Board authorized the construction and operation of the Florida Crushed Stone Company on March 12, 1984 (PA82-17). The Department of Environmental Protection (Department) has modified the Conditions of Certification by Final Order on thirteen other occasions.

On October 10, 2007, the Department initiated a modification to the Conditions of Certification. Pursuant to 403.516 (1) (c), Florida Statutes ("F.S."), the Department may initiate a modification of the terms and conditions of a site Certification upon its own initiative. On or before October 10, 2007, all parties to the certification proceeding were provided with notice by certified mail of the Department's intent to modify the Conditions of Certification for this facility, along with a copy of the proposed Order Modifying Conditions of Certification. Additionally, on October 26, 2007, notice of the Department's intent to modify the Conditions of Certification for this facility was published on the Florida Administrative Weekly (FAW). Pursuant to Section 403.516, Florida Statutes ("F.S."), and Rule 62-17.211, Florida Administrative Code ("F.A.C."), all parties to the certification proceeding have 45 days from the issuance of notice by mail to such party's last address of record in which to file a written objection to the modification; that any person who is not already a party to the certification proceeding and whose substantial interests will be affected by the requested modification has 30 days from the date of publication of the public notice in the Florida Administrative Weekly to object in writing; that failure to act within the time frame constitutes a waiver of the right to become a party; and that the Department will issue an Order Modifying the Conditions of Certification for this facility if no written objections are received by the Department.

No objections to the modification have been received by the Department. However, the Department is making minor changes due to scrivener's errors. Section I. Air is being corrected as follows (additions double underlined, deletions double strikethrough):

I. Air

The construction and operation of the Florida Crushed Stone Company ("FCS") steam electric power plant site shall be in accordance with all applicable provisions of the Department of Environmental Protection's ("DEP") regulations as found in Chapter 62-296, 62-297, 62-301, 62-302, 62-522, 62-701 and 62-702, Florida Administrative Code ("F.A.C."), and permits PSD-FL-227, PSD-FL-090, PSD-FL-091, PSD-FL-351, ~~(0530021-009-AC), 0530021-006-AC, 0530021-007-AC,~~ 0530021-010-AC, 0530021-012-AC as amended (attached as Appendix B through H). The Facility shall also be operated in conformance with the title V Air Operation Permit No. 0530021-011-AV (attached as Appendix A) and any subsequent renewals, revisions or corrections to these permits.

The Conditions of Certification for the Florida Crushed Stone Company are hereby modified as follows:

I. Air

The construction and operation of the Florida Crushed Stone Company ("FCS") steam electric power plant site shall be in accordance with all applicable provisions of the Department of Environmental Protection's ("DEP") regulations as found in Chapter 62-296, 62-297, 62-301, 62-302, 62-522, 62-701 and 62-702, Florida Administrative Code ("F.A.C."), and permits PSD-FL-227, PSD-FL-090, PSD-FL-091, PSD-FL-351 (0530021-009-AC), 0530021-006-AC, 0530021-010-AC, 0530021-012-AC as amended (attached as Appendix B through H). The Facility shall also be operated in conformance with the title V Air Operation Permit No. 0530021-011-AV (attached as Appendix A) and any subsequent renewals, revisions or corrections to these permits.

II. Water

A. through M. No Change

N. Environmental Control Program and Best Management Practices

1. A Best Management Practices (BMP) Plan has been developed and implemented for the facility. The BMP Plan prevents or minimizes the potential for the release of pollutants to waters of the state from ancillary activities, including material storage areas, plant site runoff, in-plant transfer, process and material handling areas, and loading and unloading operations through plant site runoff, spillage or leaks, or drainage from raw material storage.
2. The licensee shall continue to implement the Best Management Practices Plan (BMPP) dated November 28, 2005, including the Site Water Management Plan (SWMP), dated November 2005, as approved by the Department. The BMPP, SWMP and Supplemental Environmental Management Plan (SEMP) shall be revised as necessary whenever there is a change at the facility, which involves changes with operations, maintenance, process, or management. The licensee shall submit any proposed revisions to these Plans to the Department's Southwest District Office for review and approval, copying the Siting Office on all correspondence and transmittals.

A complete set of the Conditions of Certification can be viewed and downloaded from the following website: <http://www.dep.state.fl.us/siting/Highlights/conditions.htm>. A copy of the Conditions of Certification may also be obtained by contacting Michael P. Halpin, P.E., Administrator, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850) 245-8002.

Any party to the this Order has a right to seek judicial review of it pursuant to Section 120.68, Florida Statutes by filing a Notice of Appeal, pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000, and by filing a copy of the Notice of Appeal, accompanied by the applicable filing fees, with the appropriate District Court of Appeal. The Notice of Appeal must be filed within thirty days from the date this Order is filed with the Clerk of the Department of Environmental Protection.

Executed in Tallahassee, Florida.



Michael P. Halpin, P.E.
Administrator,
Siting Coordination Office

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52
Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.


Clerk

12-4-07
Date

CC by certified mail or email (return receipt requested):

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