



# Florida Department of Environmental Protection

Central District  
3319 Maguire Boulevard, Suite 232  
Orlando, Florida 32803-3767

Rick Scott  
Governor

Jennifer Carroll  
Lt. Governor

Herschel T. Vinyard Jr.  
Secretary

SENT VIA E-MAIL TO:  
([CBurns@titanamerica.com](mailto:CBurns@titanamerica.com))

Tarmac – Tavares Concrete Batch Plant  
455 Fairway Drive  
Deerfield Beach, FL 33441

ATTENTION: Ms. Cindy Burns  
Director of Environmental and Project Development

Re: Tarmac – Tavares Concrete Batch Plant  
Tarmac – Tavares Concrete Batch Plant  
Lake Industrial Boulevard  
Tavares, Lake County, FL 32778

FILE NO.: 35-FLG110-736-002-IWCB  
PERMIT NO.: 35-FLG110736  
Permit Expiration: December 8, 2016

Dear Ms. Burns:

In response to your request for coverage under the Generic Permit for Discharges from Concrete Batch Plants for the above referenced facility dated September 9, 2011, the Department of Environmental Protection hereby grants your request effective on the date this letter is filed with the Clerk of the Department. Your permit number is 35-FLG110736. Please refer to this number in all correspondence or permit inquiries.

Enclosed is a copy of the effective Generic Permit and a copy of Chapter 62-621, Florida Administrative Code (F.A.C.). Your use of the Generic Permit is valid until December 8, 2016. If you wish to continue coverage beyond expiration of the current coverage, request for continued coverage shall be made in accordance with the Generic Permit at least 180 days before expiration. All correspondence, including the request for continued coverage under Section VII.D, shall be submitted to the Central District Office.

Pursuant to Section 403.087, Florida Statutes (F.S.) and Rule 62-4.052(8)(b), F.A.C., an initial pro-rated regulatory program and surveillance fee is due within 30 days of receipt of invoice. Each year thereafter, the full fee will be due on January 15. The annual fee applicable to your facility is \$200 per year. If you have any questions about the fee or its applicability, please contact the Wastewater Compliance Evaluation Section at (850) 488-4520.

Pursuant to Section VII.C., the permittee shall submit, within 30 days of completion of construction, a “Notification of Completion of Construction” (DEP Form 62-620.910(12), attached). Record drawings shall be made available within six months of the facility being placed into operation. **This applies to the permanent Batching Plant and the Type II treatment/recycle system which have not be previously constructed.**

A person whose substantial interests are affected by the Department’s proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Please see “Attachment A” regarding Notice of Rights for additional information. Also, please see “Attachment B” regarding procedures for reporting unauthorized discharges under rules 62-620.610(20) and 62-621.250(14), F.A.C.

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If you have any questions or comments regarding coverage under the Generic Permit, please contact Ali Kazi, Industrial Wastewater Program Manager at 407-893-3317.

Sincerely,



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Ali Kazi, P.E.  
Program Manager  
Industrial Wastewater Program

Date: December 7, 2011

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FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52(7), F.S. with the designated Department Clerk, receipt of which is hereby acknowledged.

  
\_\_\_\_\_  
Clerk

December 7, 2011  
Date

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this NOTICE OF PERMIT and all copies were e-mailed before the close of business on December 13, 2011 to the listed persons.

  
\_\_\_\_\_

Enclosures: Generic Permit for Discharges from Concrete Batch Plants  
Chapter 62-621, F.A.C., Generic Permits  
DEP form 62-620.910(12)  
DEP form 62-620.910(13)  
Attachment A- Notice of Rights  
Attachment B- Spill Notification Requirements

cc: Abel Agosto, DEP-Tallahassee  
Elsa Potts, DEP-Tallahassee  
Gary Miller, DEP, Wastewater Compliance/Enforcement  
Al Andreansky, P. E. ([envirosy@gate.net](mailto:envirosy@gate.net))  
Lake County Water Resource Management ([jcotch@lakecountyfl.gov](mailto:jcotch@lakecountyfl.gov))

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## ATTACHMENT A

### NOTICE OF RIGHTS

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Petitions by the applicant or any of the parties listed below must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3) of the Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within fourteen days of receipt of such notice, regardless of the date of publication.

The 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 of the Florida Statutes. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name, address, and telephone number of each petitioner; the Department permit identification number and the county in which the subject matter or activity is located;
- (b) A statement of how and when each petitioner received notice of the Department action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of facts that the petitioner contends warrant reversal or modification of the Department action;
- (f) A statement of which rules or statutes the petitioner contends require reversal or modification of the Department action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take.

A petition that does not dispute the material facts on which the Department'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.

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 this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under Section 120.573 of the Florida Statutes is not available for this proceeding.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

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Any party to the order has the right to seek judicial review of the order under Section 120.68 of the Florida Statutes, by the filing of a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 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 30 days from the date when the final order is filed with the Clerk of the Department.

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ATTACHMENT B

The permittee shall report to the Department any noncompliance, which may endanger health or the environment. Any information shall be provided orally within 24 hours from the time the permittee becomes aware of the circumstances. A written submission shall also be provided within five days of the time the permittee becomes aware of the circumstances. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance including exact dates and time, and if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance.

- a. The following shall be included as information which must be reported within 24 hours under this condition:
  1. Any unanticipated bypass which causes any reclaimed water or effluent to exceed any permit limitation or results in an unpermitted discharge,
  2. Any upset which causes any reclaimed water or the effluent to exceed any limitation in the permit,
  3. Violation of a maximum daily discharge limitation for any of the pollutants specifically listed in the permit for such notice, and
  4. Any unauthorized discharge to surface or ground waters.
- b. Oral reports as required by this subsection shall be provided as follows:
  1. For unauthorized releases or spills of untreated or treated wastewater reported pursuant to subparagraph a.4 that are in excess of 1,000 gallons per incident, or where information indicates that public health or the environment will be endangered, oral reports shall be provided to the Department by calling the STATE WARNING POINT TOLL FREE NUMBER (800) 320-0519, as soon as practical, but no later than 24 hours from the time the permittee becomes aware of the discharge. The permittee, to the extent known, shall provide the following information to the State Warning Point:
    - (a) Name, address, and telephone number of person reporting;
    - (b) Name, address, and telephone number of permittee or responsible person for the discharge;
    - (c) Date and time of the discharge and status of discharge (ongoing or ceased);
    - (d) Characteristics of the wastewater spilled or released (untreated or treated, industrial or domestic wastewater);
    - (e) Estimated amount of the discharge;
    - (f) Location or address of the discharge;
    - (g) Source and cause of the discharge;
    - (h) Whether the discharge was contained on-site, and cleanup actions taken to date;
    - (i) Description of area affected by the discharge, including name of water body affected, if any; and
    - (j) Other persons or agencies contacted.
  2. Oral reports, not otherwise required to be provided pursuant to subparagraph b.1 above, shall be provided to the Department's Central District Office within 24 hours from the time the permittee becomes aware of the circumstances.
- c. If the oral report has been received within 24 hours, the noncompliance has been corrected, and the noncompliance did not endanger health or the environment, the Department's Central District Office shall waive the written report.