

Mission:
To protect, promote & improve the health
of all people in Florida through integrated
state, county & community efforts.



Rick Scott
Governor

John H. Armstrong, MD, FACS
State Surgeon General & Secretary

Vision: To be the Healthiest State in the Nation

JUNE 3, 2014
ELECTRONIC CORRESPONDENCE
BNEFF@CTSENGINES.COM

NOTICE OF TIME EXTENSION OF AIR POLLUTION PERMIT

BRIAN NEFF, OWNER/CEO
Apogee Investments Partners LLC
3060 SW 2nd Avenue
Ft. Lauderdale, Florida 33315

Permit No. 0990700-002-AC
Project: Extension of Permit No. 0990700-001-AC

RE: Extension of Air Permit Number 0990700-001-AC, Expires June 4, 2014
Aircraft jet Engine Testing Facility

Dear Mr. Neff:

We have reviewed your request for an extension of the above permit, received on June 2, 2014. Pursuant to that request, the expiration date of the permit is changed as follows:

FROM:

June 4, 2014

TO:

June 4, 2015

This letter must be attached to the original permit and becomes part of that permit. The remaining provisions of the permit are not changed by this action and remain in effect.

The Florida Department of Environmental Protection (DEP) has permitting jurisdiction under Section 403.087, Florida Statutes (F.S.). However, in accordance with Section 403.182, F.S., the DEP recognizes the Florida Department of Health Palm Beach County (Health Department) as the approved local air pollution control program of Palm Beach County. Through a Specific Operating Agreement, the DEP authorized the Health Department to issue or deny permits for this type of air pollution source located in Palm Beach County.

Administrative Hearing: A person whose substantial interests are affected by the Department's 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 (received) in the Department of Health Palm Beach County Legal Office, located at 800 Clematis Street in West Palm Beach, Florida, 33401 (Telephone: (561) 671-4000, Fax (561) 837-5195). Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this permit extension. A petitioner must 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 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 interests will be affected by the agency determination;
- (c) A statement of how and when each petitioner received notice of the agency action or proposed action;
- (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, as well as the rules and statutes which entitle the petitioner to relief;
- (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and,
- (g) A statement of the relief sought by the petitioner, stating precisely the action 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 Department's final action may be different from the position taken by it in this modification. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Effective: The permit extension is final and effective on the date filed with the Clerk of the Health Department *unless* a petition is filed in accordance with the above paragraphs *or unless* a request for an extension of time in which to file a petition is filed within 14 days of receipt of this permitting action and conforms to Rule 62-103.070, F.A.C. Upon timely filing of a petition or a request for an extension of time, this permit will not be effective until further Order of the Health Department.

Any party to this Final Order has the right to seek judicial review pursuant to Section 120.68, F.S., by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure with the Health Department at the address listed below; 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 this Order is filed with the Clerk of the Health Department.

Mediation is not available for this action.

If you have questions regarding this permit extension, please contact Laxmana Tallam, P.E. at 561-837-5978.

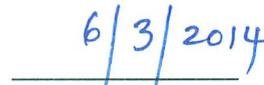
Executed in West Palm Beach, Florida
Department of Health Palm Beach County
For Division Director


James E. Stormer, Q.E.P., Environmental Administrator
Air and Waste Section
Division of Environmental Public Health

cc: Patricia Tampas, DEP/SED email Patricia.Tampas@dep.state.fl.us
Steve Green, PE - CTS Engines Test Facility email sgreen@edfinc.com

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


Clerk


Date



May 30, 2014

Mr. Laxmana Tallam
Palm Beach County Health Department
800 North Clematis Street
West Palm Beach, FL 33401

RE: Air Construction Permit No. 0990700-001-AC
Request for extension
CTS Engines Jet Engine Testing Facility

ENV. PUBLIC HEALTH
2014 JUN -2 AM 11:02

Dear Laxmana,

Due to unexpected delays in our correlation process, we have not yet reached operational status. This letter is to request an extension on our Air construction permit. An extension of 8 months should allow us to complete our correlation process and allow time to complete our application for our operating permit.

Please find attached check for the \$50 fee for the permit extension.

If you have any questions, please contact me. Thanks in advance for your assistance.

Steve Green, PE
Site Manager – CTS Engines Test Facility
561-799-6777 (C) 561-329-0402