FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
Central District
3319 Maguire Blvd., Ste. 232
Orlando, FL 32803

RICK SCOTT
GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

Electronically Sent- Received Receipt Requested
dahoyt@laneconstruct.com

Mr. Daniel Hoyt, Senior Plant Manager
Lane Construction Corporation
3350 Reynolds Road
Lakeland, FL 33803

Re: Project No. 1270209-002-AC
Lane Construction Corporation, Edgewater Hot Mix Asphalt Plant
Minor Source Air Construction Permit Modification
Project: Natural Gas (Modification)

Dear Mr. Hoyt:

On February 6, 2013, you submitted an application requesting an air construction permit modification to allow the use of natural gas as a fuel for Lane Construction Corporation's Edgewater Hot Mix Asphalt Plant. Additionally, this modification allows the use of recycled asphalt material and restricts the Portable RAP (Recycled Asphalt Pavement) crushing system's generator engine to use only ultra low sulfur diesel fuel. This facility site is located in Volusia County at 427 Timaquan Trail in Edgewater, Florida.

This is the Department's Intent to Issue Permit No. 1270209-002-AC. Enclosed are the following documents: Written Notice of Intent to Issue Air Permit; Draft Permit and Appendices; and, Technical Evaluation and Preliminary Determination. If you have any comments about the draft permit, notify us within 10 days. If we do not receive any comments, we will issue the final permit.

If you have any questions, please contact the project engineer, Jeff Rustin, P.E., at 407-897-2942. His e-mail address is jeff.rustin@dep.state.fl.us.

Sincerely,

F. Thomas Lubozynski

F. Thomas Lubozynski, P.E.
Waste and Air Resource Programs Administrator
Central District

Enclosures

WRITTEN NOTICE OF INTENT TO ISSUE AIR PERMIT

In the Matter of an
Application for Air Permit by:

Lane Construction Corporation
3350 Reynolds Road
Lakeland, FL 33803

Project No. 1270209-002-AC
Minor Source Air Construction
Permit Modification
Volusia County, Florida

Authorized Representative:
Mr. Daniel Hoyt, Senior Plant Manager

Edgewater Hot Mix Asphalt Plant
Project: Natural Gas (Modification)

Facility Location: Lane Construction Corporation will construct a new drum mix asphalt plant in Volusia County at 427 Timaquan Trail in Edgewater, Florida.

Project: The applicant proposes to use natural gas as an allowable fuel for drum mix asphalt plant. Additionally, this modification allows the use of recycled asphalt and restricts the Portable RAP (Recycled Asphalt Pavement) crushing system's generator engine to use only ultra low sulfur diesel fuel. Details of the project are provided in the application and the enclosed Technical Evaluation and Preliminary Determination.

Permitting Authority: Applications for air construction and operation 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 and an air permit is required to perform the proposed work. The Permitting Authority responsible for making a permit determination for this project is the Department of Environmental Protection's Waste & Air Resource Programs in the Central District Office. The Permitting Authority's address is: 3319 Maguire Blvd., Ste. 232, Orlando, Florida 32803-3767. The e-mail address is DEP_CD@dep.state.fl.us. The Permitting Authority's telephone number is 407/897-4100.

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 address indicated above for the Permitting Authority. The complete project file includes the Final Permit, 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 contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Permit: The Permitting Authority gives notice of its intent to issue an air permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the proposed equipment will not adversely impact air quality and 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.

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 (Telephone: 850/245-2241). Petitions filed by the applicant or any of the

parties listed below must be filed within 14 days of receipt of this Written Notice of Intent to Issue Air Permit. 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 receipt of this Written Notice of Intent to Issue Air Permit. 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. 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 interests will be affected by the agency determination; (c) A statement of when and how each 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 state; (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 Written Notice of Intent to Issue Air Permit. 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 in this proceeding.

Executed in Orange County, Florida.

F. Thomas Lubozynski

F. Thomas Lubozynski, P.E.
Waste and Air Resource Programs Administrator
Central District

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Written Notice of Intent to Issue Air Permit package (including the Written Notice of Intent to Issue Air Permit, the Technical Evaluation and Preliminary Determination and the Final Permit) was sent by electronic mail (or a link to these documents made available electronically on a publicly accessible server) with received receipt requested before the close of business on _____ to the persons listed below:

Daniel Hoyt, Senior Plant Manager, Lane Construction (**dahoyt@laneconstruct.net**)
Eustice Lowe, Environmental Manager, Lane Construction (**emlowe@laneconstruct.net**)
Sharon C. McCall, P.E., Lane Construction (**scradford@laneconstruct.com**)

Clerk Stamp

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

_____ April 12, 2013
(Clerk) (Date)