



September 29, 2014

David Read
Florida Department of Environmental Protection
Air Resource Program
Central District Office
3319 Maguire Boulevard - Suite 232
Orlando, FL 32803-3767

VIA EMAIL

Re: Air Permit No. PSD-FL-418, Project No. 0951340-001-AC
Harvest Energy Garden - Orlando

Dear Mr. Read:

On behalf of Harvest Power Orlando (“HPO”), I write to respectfully request that the expiration date of the above-referenced air construction permit (the “Air Construction Permit”) be extended to December 31, 2015. The extension is needed to allow HPO sufficient time to complete all required work on its Project and submit an application for a Title V operation permit (the “Title V Permit”), as well as to allow sufficient time for the Florida Department of Environmental Protection (the “Department”) to process the Title V Permit application.

On July 7, 2012, the Department issued the Air Construction Permit to HPO, which provided authorization to construct and begin operations of a Biogas-to-Energy and Fertilizer Project (the “Project”). By its terms, the Air Construction Permit is set to expire on December 31, 2014. Additionally, Section 2, Item 8 of the Air Construction Permit requires HPO to apply for a Title V operations permit “at least 90 days prior to expiration of this permit [October 2, 2014], but no later than 180 days after completing the required work and commencing operation.” The Title V Permit would cover regular, post-construction phase plant operations. At the time of applying for the Air Construction Permit in 2012, HPO anticipated that the required work would be fully completed in mid-2014 and that the timing requirements for filing the Title V Permit application could be met.

As of this writing, although the plant has begun shake-down operations, all the required work has not yet been completed. Specifically, HPO has not yet issued a Certificate of Substantial Completion to the contractor. Currently, HPO anticipates Substantial Completion to be achieved by December 31, 2014. Consistent with the logic behind the Section 2, Item 8 requirement as written, we believe it would be prudent to defer filing the Title V Permit application until after Substantial Completion, so that any final changes to plant controls and operations can be accurately incorporated in the filing.



HPO is therefore requesting that the Air Construction Permit expiration date be extended to December 31, 2015. The requirements of Section 2, Item 8 would remain in place, and HPO would still be required to apply for the Title V Permit "at least 90 days prior to expiration of this permit, but no later than 180 days after completing the required work and commencing operation."

Thank you for your consideration of this request. If you have any questions or concerns, please feel free to contact me at 920-889-0950 or by email at ddoerr@harvestpower.com.

Sincerely,

Dale L Doerr

Dale L. Doerr
Facility Manager
Harvest Power Orlando

cc: Wayne Davis
Brandon Moffatt