Florida Department of Environmental Protection
Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard, Jr.
Secretary

DRAFT NOTICE OF PERMIT REVISION

Mr. Thomas J. Trickey, Plant Manager
Lakeland Electric
501 E. Lemon Street
Lakeland, FL 33801

Re: Revision of Construction Permit 1050352-001-AC
DEP Project File No. 1050352-006-AC
Winston Peaking Station

Dear Mr. Trickey:

On May 14, 2010, the Department initiated a construction permit project No. 1050352-006-AC for revision to air construction permit No. 1050352-001-AC to remove Specific Condition No. 31. This permit was issued on August 20, 2001 for the construction and initial operation of twenty nominal 2.5 MW diesel engines and one 294,000-gallon No. 2 fuel oil storage tank. The Department has determined that the requirements of 40 CFR 60, Subpart Kb, do not apply to the 294,000 gallon No. 2 fuel oil storage tank. The revision is hereby made as follows:

Construction Permit No. 1050352-001-AC, Specific Condition No. 31:

FROM:

31. NSPS Requirements: The fuel oil storage tank shall comply with the requirements of 40 CFR 60, Subpart Kb.

TO:

Removed.

Upon issuance of this final permit revision, any party to this order has the right to seek judicial review of it under Section 120.68 of the Florida Statutes by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel (Mail Station #35, 3900 Commonwealth Boulevard, 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 must be filed within 30 days after this order is filed with the clerk of the Department.

This letter must be attached to and becomes a part of permit 1050352-001-AC. If you have any questions, please contact the project engineering specialist, Quaid Noor, at quaid.noor@dep.state.fl.us, or call (813) 632-7600 extension 112.

Executed in Hillsborough County, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

DRAFT

_____

Mara Grace Nasca
District Air Program Administrator
Southwest District

MGN/qn/pp

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Draft Notice of Permit Revision was sent by electronic mail before the close of business on _____ to the person(s) listed:

Mr. Thomas J. Trickey, Plant Manager, Lakeland Electric (tom.trickey@lakelandelectric.com)
Mr. Kennard Kosky, P.E., Golder Associates, Inc. (Ken_Kosky@golder.com)

Clerk Stamp

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

DRAFT

_____ _____
(Clerk) (Date)