



# Florida Department of Environmental Protection

Bob Martinez Center  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Charlie Crist  
Governor

Jeff Kottkamp  
Lt. Governor

Michael W. Sole  
Secretary

October 20, 2008

*Electronically Sent – Received Receipt Requested.*

Mr. Larry Hatcher (larry.hatcher@pgnmail.com)  
Plant Manager  
Crystal River Power Plant  
Progress Energy  
299 First Avenue North, CN-77  
St. Petersburg, FL 33701

Re: Revised permit for the Crystal River Power Plant

Dear Mr. Hatcher:

As you are aware, the Environmental Protection Agency has revised the 8-hour ozone standard. Based on the 2006 – 2008 ambient monitoring data, several counties near the Crystal River Power Plant are close to or exceeding the new ozone standard. In addition, the U.S. Court of Appeals for the District of Columbia has vacated the Clean Air Interstate Rule (CAIR) and it is unclear whether a rehearing will be requested or granted in that case. The Clean Air Act clearly requires states to address the interstate transport of pollutants and, to the extent vacature of CAIR is not reversed, Florida is under an obligation to address interstate transport.

In light of the foregoing and the Department's authority under Rule 62-4.080, Florida Administrative Code, the Department intends to revise the air construction permit for the Crystal River Power Plant to require the operation of the scrubber and selective catalytic reduction system.

Please submit relevant emissions information and applications to modify the air construction permit for this facility to the Department as soon as possible. If you have any questions regarding this matter, please call me or Trina Vielhauer of my staff at (850) 488-0114.

Sincerely,

Joseph Kahn, Director  
Division of Air Resource Management

cc: Ms. Brenda Brickhouse (Brenda.Brickhouse@pgnmail.com)  
Mr. Mike Kennedy (Mike.Kennedy@pgnmail.com)  
Mr. Dave Meyer (Dave.Meyer@pgnmail.com)  
Ms. Trina Vielhauer

**Livingston, Sylvia**

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**From:** Hatcher, Larry [Larry.Hatcher@pgnmail.com]  
**Sent:** Tuesday, October 21, 2008 8:07 PM  
**To:** Livingston, Sylvia  
**Cc:** Kennedy, Mike (Energy Policy); Meyer, Dave; Vielhauer, Trina; Kahn, Joseph; Gibson, Victoria  
**Subject:** RE: Crystal River Power Plant Revised Permit

Ms. Livingston,

I am in receipt of this document. We will respond appropriately.

Larry Hatcher

**From:** Livingston, Sylvia [mailto:Sylvia.Livingston@dep.state.fl.us]  
**Sent:** Monday, October 20, 2008 10:50 AM  
**To:** Hatcher, Larry  
**Cc:** Kennedy, Mike (Energy Policy); Meyer, Dave; Vielhauer, Trina; Kahn, Joseph; Gibson, Victoria  
**Subject:** Crystal River Power Plant Revised Permit

Dear Mr. Larry Hatcher:

The attached document may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible.

Please send a "reply" message verifying receipt of the attached document(s); this may be done by selecting "Reply" on the menu bar of your e-mail software, *noting that you can view the documents*, and then selecting "Send". We must receive verification of receipt and your reply will preclude subsequent e-mail transmissions to verify receipt of the document(s).

The Division of Air Resource Management is sending electronic documents rather than sending documents Return Receipt Requested via the US Postal service. Your "receipt confirmation" reply serves the same purpose as tracking the receipt of the signed "Return Receipt" card from the US Postal Service.

Thank you,

Sylvia Livingston  
Bureau of Air Regulation  
Division of Air Resource Management (DARM)  
850/921-0771  
sylvia.livingston@dep.state.fl.us

**Note:** The document is in Adobe Portable Document Format (pdf). Adobe Acrobat Reader can be downloaded for free at the following internet site: <<http://www.adobe.com/products/acrobat/readstep.html>> .

<<Crystal River.pdf>>

*The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.*

10/22/2008

## Livingston, Sylvia

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**From:** Vielhauer, Trina  
**Sent:** Monday, October 20, 2008 11:23 AM  
**To:** Livingston, Sylvia  
**Subject:** RE: Crystal River Power Plant Revised Permit

Got it. Thanks!

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**From:** Livingston, Sylvia  
**Sent:** Monday, October 20, 2008 10:50 AM  
**To:** 'larry.hatcher@pgnmail.com'  
**Cc:** 'Mike.kennedy@pgnmail.com'; 'dave.meyer@pgnmail.com'; Vielhauer, Trina; Kahn, Joseph; Gibson, Victoria  
**Subject:** Crystal River Power Plant Revised Permit

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