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ATTN: KASEY CLEGHORN

REFERENCE: 0334984  
AD # 11223361

State of Florida  
County of Duval

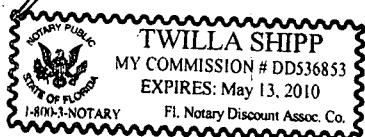
Before the undersigned authority personally appeared Sharon Walker who on oath says she is a Legal Advertising Representative of The Florida Times-Union, a daily newspaper published in Jacksonville in Duval County, Florida; that the attached copy of advertisement is a legal ad published in The Florida Times-Union. Affiant further says that The Florida Times-Union is a newspaper published in Jacksonville, in Duval County, Florida, and that the newspaper has heretofore been continuously published in Duval County, Florida each day, has been entered as second class mail matter at the post office in Jacksonville, in Duval County, Florida for a period of one year proceeding the first publication of the attached copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission, or refund for the purpose of securing this advertisement for publication in said newspaper.

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Name: Sharon Walker Title: Legal Advertising Represe  
In testimony whereof, I have hereunto set my hand and aff  
Seal, the day and year aforesaid.

NOTARY:



PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Florida Department of Environmental Protection  
Project No. 0310047-015-AC / Draft Air Permit No. PSD-FL-386  
JEA - Kennedy Generating Station  
Duval County, Florida

**Applicant:** The applicant for this project is Jacksonville Electric Authority (JEA). The applicant's authorized representative is James M. Chansler, P.E., D.P.A., Chief Operating Officer. The applicant's mailing address is 21 West Church Street, Jacksonville, Florida 32303.

**Facility Location:** JEA operates an existing electrical generating facility located in Jacksonville at 21 West Church Street in Duval County, Florida.

**Project:** The applicant proposes to construct a simple cycle combustion turbine, which will emit the following pollutants when combusting fuel: carbon monoxide (CO), nitrogen oxides (NOX), particulate matter (PM/PM10), sulfur dioxide (SO2), and volatile organic compounds (VOC). The new unit will fire natural gas as the primary fuel. Operation will be limited to 3500 hours per year with no more than 500 hours from firing distillate oil. The unit is subject to the federal New Source Performance Standards for new combustion turbines in Subpart KKKK of Title 40, Part 60, of the Code of Federal Regulations (CFR), which establishes emissions standards for NOX and SO2. This federal regulation is adopted in Rule 62-204.800, F.A.C. of the Florida Administrative Code (F.A.C.).

The unit will be designed and constructed with dry low-NOX (DLN) burner technology for the control of NOX emissions when firing natural gas and water injection when firing distillate oil. The project also requires the permanent shutdown of three existing combustion turbines (Nos. 3, 4, and 5). Considering the emissions decreases from these units as well as the emissions increases from the new combustion turbine, the project will result in the following net emissions based on the application: 60 tons/year of CO; -142.6 of NOX (decrease); 39.8 tons/year of PM/PM10; -52.7 tons/year of SO2 (decrease); and 6.1 tons/year of VOC.

The project is subject to preconstruction review for particulate matter (PM/PM10) in accordance with Rule 62-212.400, F.A.C. for the Prevention of Significant Deterioration (PSD) of Air Quality, which requires a determination of the Best Available Control Technology (BACT) and an ambient air quality analysis. The Department's preliminary BACT determination for PM/PM10 is a visible emissions standard of 10% opacity, DLN combustor technology to maximize combustion efficiency, the use of natural gas as the primary fuel, and the use of low sulfur distillate oil as a restricted alternate fuel.

An air quality impact analysis was conducted for PM10 emissions impacts. Based on the results of the air dispersion modeling, the maximum predicted ambient impacts due to the proposed project are less than the applicable PSD Class I and Class II significant impact levels. These results provide reasonable assurance that the project will comply with all applicable air quality regulations and will not cause or contribute to a violation of the state and federal ambient air quality and PSD increments.

**Permitting Authority:** Applications for air construction 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 Florida Department of Environmental Protection's Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination for this project. The Bureau of Air Regulation's physical address is 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301 and the mailing address is 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Bureau of Air Regulation's phone number is 850/488-0114 and fax number is 850/921-9533.

**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 Draft 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 and phone number listed above. A copy of the complete project file is also available at The City of Jacksonville Environmental Resource Management Department, Environmental Quality Division, 117 West Duval Street, Suite 225, Jacksonville, Florida 32202. The phone number for the Jacksonville program is 904/630-4900.

**Notice of Intent to Issue Air 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 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. The Permitting Authority will issue a Final Permit in accordance with the conditions of the proposed Draft Permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

**Comments:** The Permitting Authority will accept written comments concerning the Draft Permit for a period of thirty (30) days from the date of publication of the Public Notice. Written comments must be post-marked, and all facsimile comments must be received, by the close of business (5:00 p.m.), on or before the end of this 30-day period by the Permitting Authority at the above address or facsimile. As part of his or her comments, any person may also request that the Permitting Authority hold a public meeting on this permitting action. If the Permitting Authority determines there is sufficient interest for a public meeting, it will publish notice of the time, date, and location in the Florida Administrative Weekly and in a newspaper of general circulation in the area affected by the permitting action. For additional information, contact the Permitting Authority at the above address or phone number. If written comments or comments received at a public meeting result in a significant change to the Draft Permit, the Permitting Authority will issue a Revised Draft Permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

**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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by the applicant or any of the parties listed below must be filed within fourteen (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 fourteen (14) days of publication of the attached Public Notice or within fourteen (14) days of receipt of this Written Notice of Intent to Issue Air Permit, whichever occurs first. 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 fourteen (14) days of receipt of that notice, regardless of the date of publication. 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 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 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; 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 Public 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.