

One Energy Place
Pensacola, Florida 32520

Tel 850.444.6111

RECEIVED

JUL 24 2006

BUREAU OF AIR REGULATION

Certified Mail



July 21, 2006

Mr. Jonathan Holtom, P.E.
Florida Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Mail Station # 5505
Tallahassee, Florida 32399-2400

Dear Mr. Holtom:

RE: CRIST ELECTRIC GENERATION FACILITY
DEP File No. 0330045-014-AC
Air Construction Permit for Cooling Tower - Public Notice Affidavit

Thanks for the quick response to Gulf Power's request for an air construction permit to build a new Cooling Tower for Unit 7 at Plant Crist. Enclosed is the proof of publication, i.e., newspaper affidavit regarding the Public Notice of Intent to Issue An Air Construction Permit originally sent to Gulf Power on July 17, 2005. The notice was published on July 19, 2006 in the Pensacola News Journal.

Please let me know if you have any questions regarding this matter and if you receive any public comments regarding our request.

Sincerely,

A handwritten signature in black ink, appearing to read "Dwain Waters" followed by a stylized monogram "DW".

G. Dwain Waters, Q.E.P.
Special Projects and Environmental Assets Coordinator

Cc: Jim Vick, Gulf Power Company
Terry Wright, Gulf Power Company
John Dominey, Gulf Power Company
Sandra Veazey, FDEP, Northwest District

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Bureau of Air Regulation
Draft Air Permit No. 0330045-014-AC
Gulf Power Company, Crist Electric Generating Plant
Escambia County

Applicant: The applicant for this project is Gulf Power Company, One Energy Place, Pensacola, Florida 32252. The applicant's authorized representative is G. Dwain Waters, Q.E.P., Air Quality Programs Supervisor.

Facility Location: The applicant proposes to construct a new cooling tower for Unit 7 at the existing Crist Electric Generating Plant, which is located on Pate Road, off of 10 Mile Road on Governors Bayou in Pensacola, Escambia County, Florida.

Project: The applicant proposes to construct a new 14-cell cooling tower for Crist Unit 7. The new cooling tower has the potential to emit an average of 3.82 tpy of particulate matter. The existing 12-cell cooling tower for Unit 7 will need to be removed in order to make room for a new planned wet flue gas desulphurization (WFGD) scrubber system to comply with the future CAR and CAMR regulations. The new cooling tower will be constructed on an area that is currently part of the cooling water intake canal. Brackish water with an average TDS value of 1,935 parts per million (as the cooling medium) and a design drift rate of 0.0005% of the circulating flow are proposed. It is expected that actual PM emissions will decrease as a result of this project due to the shutting down of the old, less efficient, cooling tower.

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 Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination regarding this project. The Permitting Authority's physical address is 111 South Magnolia Drive, Tallahassee, Florida 32301. The Permitting Authority's mailing address is 2600 Blair Stone Road, Mail Station 5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/488-0114.

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 Department of Environmental Protection's Northwest District Office at 160 Governmental Center, Pensacola, Florida 32501-5794 (Telephone: 850/595-8364).

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 proposed Draft Permit for a period of fourteen (14) days from the date of publication of this Public Notice. Written comments must be provided to the Permitting Authority at the above address. Any written comments filed will be made available for public inspection. If written comments received result in a significant change to the Draft Permit, the Permitting Authority shall revise the Draft Permit and require, if applicable, another Public Notice.

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. 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 this Public Notice or receipt of a written notice, 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 rights will be affected by the agency's determination; (c) A statement of how and when the 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

Published Daily-Pensacola, Escambia County, FL.

PROOF OF PUBLICATION

State of Florida

County of Escambia:

Before the undersigned authority personally appeared **KAY CHASTAIN** who on oath, says that she is a personal representative of the Pensacola News Journal, a daily newspaper published in Escambia County, Florida; that the attached copy of advertisement, being a Legal in the matter of:

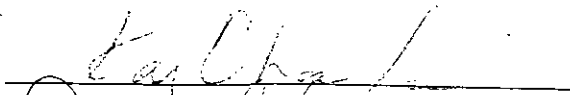
PUBLIC NOTICE OF INTENT

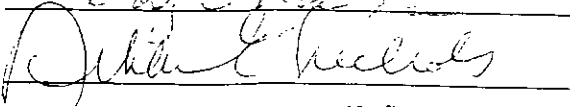
Was published in said newspaper in the issue(s) of:

JULY 19, 2006

Affiant further says that the said Pensacola News Journal is a newspaper published in said Escambia County, Florida, and that the said newspaper has heretofore been published in said Escambia County, Florida, and has been entered as second class matter at the Post Office in said Escambia County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that 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 the said newspaper.

Sworn to and subscribed before me this 19TH Day of JULY, 2006, by **KAY CHASTAIN** who is personally known to me.

 Affiant

 Notary Public

NIKKIE E. NICHOLS
 Notary Public-State of FL
 Comm. Exp. Aug. 01, 2009
 Comm. No. 00 427344

PUBLIC NOTICE OF INTENT TO ISSUE

Bureau of Air Regulation
 Draft Air Permit No. 0330045-01
 Gulf Power Company - Crist Electric Generating Station
 Escambia County

Applicant: The applicant for this project is Gulf Power Company, 10 Mile Road, Pensacola, Florida 322520. The applicant's authorized representative is Dwight Waters, Q.E.P., Air Quality Programs Supervisor.

Facility Location: The applicant proposes to construct Unit 7 at the existing Crist Electric Generating Plant, which is located off of 10 Mile Road on Governors Bayou in Pensacola, Florida.

Project: The applicant proposes to construct a new Unit 7. The new cooling tower has the potential to emit particulate matter. The existing 12-cell cooling tower is being moved in order to make room for a new planned wet (WFGD) scrubber system to comply with the future CAA. The new cooling tower will be constructed on an area adjacent to the existing cooling water intake canal. Brackish water with an iron concentration of 100 parts per million (as the cooling medium) and a design flow of 100,000 gpm are proposed. It is expected that actual flow are proposed. It is expected that actual flow are proposed as a result of this project due to the shutting down of the existing tower.

Permitting Authority: Applications for air construction permits in accordance with the provisions of Chapter 403, Florida Statutes, Chapters 62-4, 62-210, and 62-212 of the Florida Administrative Code. The proposed project is not exempt from air permitting requirements and a permit is required to perform the proposed work. The Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination. The Permitting Authority's physical address is: 111 Hassee, Florida 32301. The Permitting Authority's mailing address is: Mail Station 5505, Tallahassee, Florida 32303. The Permitting Authority's telephone number is 850/488-0114.

Project File: A complete project file is available for public review during normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, at address indicated above for the Permitting Authority. The project file includes the Draft Permit, the Technical Evaluation Report, the application, and the information submitted in support of the application. The information submitted in support of the application is confidential records under Section 403.111, F.S. Interim permit conditions of the proposed Draft Permit unless a timely public hearing is held under Sections 120.569 and 120.57, F.S. or the Permitting Authority's action is based on a change of terms or conditions.

Notice of Intent to Issue Air Permit: The Permitting Authority is issuing an air permit to the applicant for the proposed project. The applicant has provided reasonable assurance that the proposed project will not adversely impact air quality and that the proposed project complies with the appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, and 62-214, F.A.C. The Permitting Authority will issue a Final Permit if the applicant complies with the conditions of the proposed Draft Permit unless a timely public hearing is held under Sections 120.569 and 120.57, F.S. or the Permitting Authority's action is based on a change of terms or conditions.

Comments: The Permitting Authority will accept written comments on the proposed Draft Permit for a period of fourteen (14) days from the date of this Public Notice. Written comments must be provided to the Permitting Authority at the above address. Any written comments filed will be subject to public inspection. If written comments received result in a change of terms or conditions, the Permitting Authority shall revise the Draft Permit, the Permitting Authority shall issue another Public Notice.

Petitions: A person whose substantial interests are affected by the proposed Draft Permit may petition for an administrative hearing under Sections 120.569 and 120.57, F.S. The petition must contain the following information: (a) The name of the petitioner; (b) the name, address and telephone number of the petitioner; (c) the name, address and telephone number of the petitioner's representative, if any; (d) the reasons for the petition; (e) how the petitioner's substantial rights will be affected by the proposed Draft Permit; (f) a statement of how and when the petitioner received notice of the proposed action; (g) a statement of all disputed facts, including the specific facts the petitioner contests; (h) a statement of the relief sought; (i) a statement of the relief sought; (j) a statement of the relief sought; (k) a statement of the relief sought; (l) a statement of the relief sought; (m) a statement of the relief sought; (n) a statement of the relief sought; (o) a statement of the relief sought; (p) a statement of the relief sought; (q) a statement of the relief sought; (r) a statement of the relief sought; (s) a statement of the relief sought; (t) a statement of the relief sought; (u) a statement of the relief sought; (v) a statement of the relief sought; (w) a statement of the relief sought; (x) a statement of the relief sought; (y) a statement of the relief sought; (z) a statement of the relief sought.

A petition that disputes the material facts on which the Permitting Authority's action is based must contain the following information: (a) The name of the agency affected and each agency's file or identification number; (b) the name, address and telephone number of the petitioner; (c) the name, address and telephone number of the petitioner's representative, if any; (d) the reasons for the petition; (e) how the petitioner's substantial rights will be affected by the proposed action; (f) a statement of how and when the petitioner received notice of the proposed action; (g) a statement of all disputed facts, including the specific facts the petitioner contests; (h) a statement of the relief sought; (i) a statement of the relief sought; (j) a statement of the relief sought; (k) a statement of the relief sought; (l) a statement of the relief sought; (m) a statement of the relief sought; (n) a statement of the relief sought; (o) a statement of the relief sought; (p) a statement of the relief sought; (q) a statement of the relief sought; (r) a statement of the relief sought; (s) a statement of the relief sought; (t) a statement of the relief sought; (u) a statement of the relief sought; (v) a statement of the relief sought; (w) a statement of the relief sought; (x) a statement of the relief sought; (y) a statement of the relief sought; (z) a statement of the relief sought.

Because the administrative hearing process is designed

Because the administrative hearing process is designed to formulate a final decision by 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 for this proceeding.

Legal No. 69555

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July 19, 2006