

TAMPA ELECTRIC

October 19, 2004

Ms. Cindy Phillips, FDEP
Florida Department of Environmental Protection
Division of Air Resource Management
111 South Magnolia, Suite 4
Tallahassee, FL 32301

**Re: Tampa Electric Company
Big Bend Station
DRAFT Title V Air Operation Permit Renewal
Public Notice of Intent
Permit No. 0570039-017-AV**

Dear Mr. Pennington:

Please find enclosed the original Affidavit of Publication from the Tampa Tribune, as required by 62-110.106(5), F.A.C. This public notice was published in the legal section of the Tampa Tribune on Thursday, October 14, 2004. If you have any questions, please feel free to telephone Raiza Calderon or me at (813) 228-4369.

Sincerely,

Laura R. Crouch
Manager - Air Programs
Environmental, Health & Safety

EHS/bmr/RC194

Enclosure

c/enc: Mr. Al Linero, FDEP
Mr. Jerry Kissel, FDEP SW District
Mr. Jerry Campbell - EPCHC

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OCT 20 2004

BUREAU OF AIR REGULATION

**Via FedEx
Airbill No. 7919 5977 8967**

RECEIVED

OCT 20 2004

THE TAMPA TRIBUNE
Published Daily
Tampa, Hillsborough County, Florida

BUREAU OF AIR REGULATION

State of Florida }
County of Hillsborough } ss.

Before the undersigned authority personally appeared C. Offner, who on oath says that she is the Advertising Billing Supervisor of The Tampa Tribune, a daily newspaper published at Tampa in Hillsborough County, Florida; that the attached copy of advertisement being a

LEGAL NOTICE

in the matter of PUBLIC NOTICE OF INTENT

was published in said newspaper in the issues of
OCTOBER 14, 2004

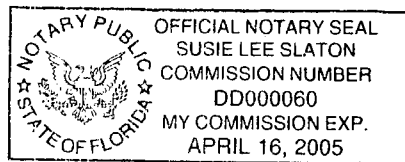
Affiant further says that the said The Tampa Tribune is a newspaper published at Tampa in said Hillsborough County, Florida, and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, each day and has been entered as second class mail matter at the post office in Tampa, in said Hillsborough 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, this advertisement for publication in the said newspaper.

C. Offner

Sworn to and subscribed by me, this 14 day
of OCTOBER, A.D. 20 04

Personally Known or Produced Identification
Type of Identification Produced

Susie Lee Slaton



PUBLIC NOTICE OF INTENT
TO ISSUE AIR
CONSTRUCTION PERMIT
AND TITLE V AIR
OPERATION PERMIT

Florida Department of
Environmental Protection
DRAFT Air Construction
Permit No. 0570039-016-AC
DRAFT Title V Air Operation
Permit No. 0570039-017-AV
Tampa Electric Company -
Big Bend Station
Hillsborough County

Applicant: The applicant
for this project is Tampa
Electric Company, Big
Bend Station, P.O. Box 111,
Tampa, FL 33601-0111. The
applicant's responsible
official is Ms. Karen
Sheffield, General
Manager.

Facility Location: The
applicant operates an
Electric Utility which is
located at Big Bend Road in
Hillsborough County,
Florida.

Project: The applicant
applied to the Permitting
Authority for an
application for a Title V air
operation permit revision
and an application for an
air construction permit
revision to remove
redundant Title V permit
conditions and to clarify
permit language. In
addition, the applicant
applied to the Permitting
Authority for the renewal
of the Title V Air Operation
Permit for this facility.

Permitting Authority: Applications for Title V air
operation permits are
subject to review in
accordance with the
provisions of Chapter 403,
Florida Statutes (F.S.) and
Chapters 62-4, 62-210, and
62-213 and 62-214 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
operate the facility. The
FDEP Bureau of Air
Regulation is the
Permitting Authority
responsible for making a
permit determination
regarding this project. The
Permitting Authority's
physical address is: FDEP
Bureau of Air Regulation at

111 S. Magnolia, Suite 4, Tallahassee, FL 32301. The Permitting Authority's mailing address is: FDEP Bureau of Air Regulation, MS 5505, 2600 Blair Stone Road, Tallahassee, FL 32399-2400. The Permitting Authority's telephone number is 850/488-0114 and facsimile 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 Statement of Basis, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may view the DRAFT Permits and file electronic comments by visiting the following website: <http://www.dep.state.fl.us/air/eproducts/ards/>. A copy of the complete project file is also available at the following offices:

FDEP Southwest District Office, 8407 Laurel Fair Circle, Tampa, FL 33610 (Telephone: 850/488-0114).

Environmental Protection Commission of Hillsborough County, 1410 North 21 Street, Tampa, FL 33605 (Telephone: 813/272-5605)

Notice of Intent to Issue A Permit: The Permitting Authority gives notice of its intent to issue permits to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the facility 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, 62-213, 62-214, 62-255, 62-257, 62-281, 62-296, and 62-297, F.A.C. The Permitting Authority will issue a FINAL Air Construction Permit, a PROPOSED Title V Operation Permit, and subsequent FINAL Title V Operation Permit in accordance with the conditions of the DRAFT Permits unless a response received in accordance with the following procedures results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the DRAFT Permits for a period of thirty (30) days from the date of publication of this Public Notice. Written comments must be post-marked and all e-mail or facsimile comments must be received by the close of business (5 pm) on or before the end of this 30-day period by the Permitting Authority at the above address, email 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 on the Department's official web site for notices at <http://lhora6.dep.state.fl.us/onw> 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 Permits, the Permitting Authority shall issue Revised DRAFT Permits 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 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 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 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. 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.

Objections: In addition to the above right to petition, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within sixty (60) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to the issuance of any Title V air operation permit. Any petition shall be based only on objections to the Permit that were raised with reasonable specificity during the thirty (30) day public comment period provided in the Public Notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460. For more information regarding EPA review and objections, visit EPA's Region 4 web site at <http://www.epa.gov/region4/air/permits/Florida.htm>.