

City of Vero Beach
100 - 17th STREET - P.O. BOX 1389
VERO BEACH, FLORIDA - 32961-1389
Telephone: (772) 978-5050
Fax: (772) 978-5090

MUNICIPAL POWER PLANT

RECEIVED

OCT 17 2002

BUREAU OF AIR REGULATION

October 14, 2002

Scott M. Sheplak
Administrator
Title V Section
State of Florida, Department of Environmental Protection
Mail Station # 5505
2600 Blair Stone Road
Tallahassee, FL 32399

Subject: Title V Permit Renewal No. 0610029-006-AV: Vero Beach Municipal Power Plant

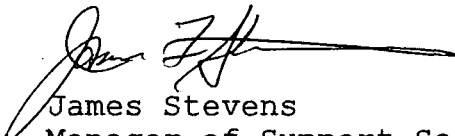
Dear Mr. Sheplak,

The City of Vero Beach published a public notice of intent to issue a Title V Air Operation Permit Renewal on October 3, 2002 in the Indian River County, Florida, Press Journal.

Please find the attached proof of publication.

If you have any questions, please contact me at (772) 978-5051.

Sincerely,


James Stevens
Manager of Support Services

Mail Certified 7001 1940 0004 0079 1977

Enclosure

Cc: Mr. L. T. Kozlov, FDEP Central District
Ken Kosky, Golder Associates Inc.
Peter N. Lindberg
James F. Stevens
File



RECEIVED
PRESS JOURNAL
 INDIAN RIVER COUNTY, FLORIDA
 1801 U.S. 1, Vero Beach, FL 32960
BUREAU OF AIR REGULATION

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA
 COUNTY OF INDIAN RIVER

Before the undersigned authority personally appeared, Karen Trego, who on oath says that she is a Classified Legal Advertising Representative of the Press Journal, a daily newspaper published at Vero Beach in Indian River County, Florida; that the attached copy of advertisement was published in the Press Journal in the following issues below. Affiant further says that the said Press Journal is a newspaper published at Vero Beach in said Indian River County, Florida and that the said newspaper has heretofore been continuously published in said Indian River County, Florida daily and distributed in Indian River County, Florida, for a period of one year next preceding the first publication of 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. The Press Journal has been entered as second class matter at the Post Office in Vero Beach, Indian River County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

Ad #	Name	Date	Price Per Day	PO #
2534367	City of Vero Beach	10/03/2002	\$259.44	Title V
Total			\$259.44	

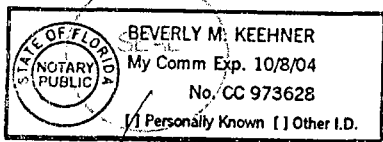
Subscribed and sworn to me before this date:

10/02/2002

Karen Trego

Beverly M. Keehner

 Notary Public



RECEIVED
 OCT 4 2002
 V.B. POWER PLANT

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V
 AIR OPERATION PERMIT RENEWAL
 STATE OF FLORIDA
 DEPARTMENT OF
 ENVIRONMENTAL PROTECTION
 DRAFT Permit Project No. 0610029-006-AV
 Renewal of Title V
 Air Operation Permit No. 0610029-002-AV
 City of Vero Beach Municipal Utilities
 Indian River County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Renewal to the City of Vero Beach for the City of Vero Beach Municipal Utilities, located at 100 17th Street, Vero Beach, Indian River County. This is a renewal of Title V Air Operation Permit No. 0610029-002-AV. The applicant's name and address are: Mr. Rex Taylor, City Manager, Utilities Director, City of Vero Beach, 100 17th Street, Vero Beach, FL 32961-1389.

The permitting authority will issue the PROPOSED Permit, and subsequent FINAL Permit, in accordance with the conditions of the DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

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 of the Florida Statutes (F.S.). The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/488-9730; Fax: 850/487-4938). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of the notice of intent, 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 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 applicable 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 of the Florida Administrative Code (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; 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 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, as well as the rules and statutes which entitle petitioner to relief;
- (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 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 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 is not available for this proceeding.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) 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 issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this 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.

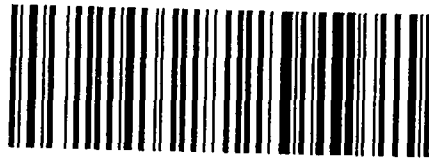
A complete project file is available for public inspection during normal business hours; 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Permitting Authority:
 Department of Environmental Protection
 Bureau of Air Regulation
 111 South Magnolia Drive, Suite 4
 Tallahassee, Florida 32301
 Telephone: 850/488-0114
 Fax: 850/922-6979
 Affected District/Local Program:
 Department of Environmental Protection
 Central District Office
 3319 Maguire Boulevard, Suite 232
 Orlando, Florida 32803-3767
 Telephone: 407/894-7555
 Fax: 407/897-2966

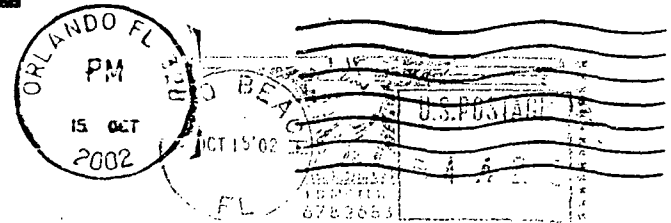
The complete project file includes the DRAFT Permit, the application for renewal, and the information submitted by the responsible official, exclusive of confidential records

CERTIFIED MAIL

City of Vero Beach
MUNICIPAL POWER PLANT
100 - 17th STREET - P.O. BOX 1389
VERO BEACH, FLORIDA 32961-1389



7001 1940 0004 0079 1977



Mr. Scott M. Sheplak
Administrator
Title V Section
State of Florida Department of Environmental Protection
Mail Station #5505
2600 Blair Stone Road
Tallahassee, FL 32399

32399+6342

