

TALLAHASSEE DEMOCRAT
PUBLISHED DAILY
TALLAHASSEE-LEON-FLORIDA

STATE OF FLORIDA COUNTY OF LEON:
Before the undersigned authority personally
appeared Cassandra Moore, who on oath says
that he or she is a Legal Advertising
Representative of the Tallahassee Democrat, a
daily newspaper published at Tallahassee in Leon
County, Florida; that the attached copy of
advertisement, being a Legal Ad in the matter of

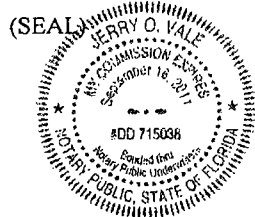
NOTICE

In the Second Judicial Circuit Court was
published in said newspaper in the issues of:

September 18, 2009

Affiant further says that the said Tallahassee
Democrat is a newspaper published at
Tallahassee, in the said Leon County, Florida,
and that the said newspaper has heretofore been
continuously published in said Leon County,
Florida each day and has been entered as
periodicals matter at the post office in
Tallahassee, in said Leon County, Florida, for a
period of one year next preceding the first
publication of the attached copy of
advertisement; and affiant further says that he or
she has never paid nor promised any person, firm
or coporation any discount, rebate, commission
or refund for the purpose of securing this
advertisement for publication in the said
newspaper.

CASSANDRA MOORE
LEGAL ADVERTISING REPRESENTATIVE
Sworn to and Subscribed before me.
This 18th Day of September 2009, by
Cassandra Moore, Cassandra Moore
Personally Known
OR Produced Identification
Type of Identification Produced



Notary Public
State of Florida
County of Leon

J. Vale

Florida Department of Environmental Protection
Division of Air Resource Management, Bureau of Air Regulation
Draft/Proposed Air Permit No. 0730003-013-AV
City of Tallahassee, Arvoh B. Hopkins Generating Station
Leon County, Florida

Applicant: The applicant for this project is City of Tallahassee. The applicant's authorized representative and mailing address are: Mr. Robert E. McConrath, Manager of Power Production City of Tallahassee, Arvoh B. Hopkins Generating Station, 2802 Jackson Bluff Road, Tallahassee, Florida 32304.

Facility Location: City of Tallahassee operates the existing Arvoh B. Hopkins Generating Station which is located in Leon County, at 1125 Goddard Road, Tallahassee, Florida.

Project: The applicant has submitted an application to incorporate the specific conditions of air construction permit No. 0730003-009-AC for combined cycle Unit 2A into the facility's Title V air operation permit. Details of the project are provided in the application and the Statement of Basis. Emissions Unit 2 has been permanently retired under the federal Acid Rain program. In this revision a new Section E has been added to the facility's Title V air operation permit. Added emissions unit number 033 consists of a General Electric 7FA combustion turbine, an automated combustion turbine control system, a heat recovery steam generator (HRSG), a gas-fired duct burner system, a HRSG stack, a bypass stack, and carbon monoxide (CO) and nitrogen oxides (NOX) continuous emissions monitoring system (CEMS). This facility consists of one fossil fuel-fired steam generator, two fossil fuel-fired combustion turbines, two simple inlet-cooled combustion turbines, complete with electrical generator sets, and a General Electric 7FA combustion turbine, complete with electrical generator sets, and a General Electric 7FA combustion turbine, complete with electrical generator sets, producing a nominal 100 megawatts (MW) of electricity. The total (nominal) combined electrical generating capacity from the facility is 844.27 MW, of which 75 MW are provided by the one steam generator, 143.27 MW are provided by the four combustion turbines, and 426 MW are provided by the combined cycle unit. The fuels used at this facility are natural gas, fuel oil and on-specification used oil.

Permitting Authority: Applications for Title V air operation permits for facilities that contain Acid Rain units are not subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, 62-213 and 62-214 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and a Title V air operation permit is required to operate the facility. The Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical mailing address is: 111 South Magnolia Drive, Suite 24, Tallahassee, Florida. 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 the address indicated above for the Permitting Authority. The complete project file includes the draft/proposed permit, the statement of basis, the application, and the information submitted by the applicant, exclusive of confidential records, with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-214, 62-288 and 62-287, F.A.C. The Permitting Authority will issue a final permit in accordance with the conditions of the draft/proposed permit unless a timely petition for an administrative hearing is filed under Sections 120.599 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.

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 continued operation of the existing 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, 62-213, 62-214, 62-288 and 62-287, F.A.C. The Permitting Authority will issue a final permit in accordance with the conditions of the draft/proposed permit unless a timely petition for an administrative hearing is filed under Sections 120.599 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/proposed Title V air operation permit for a period of 30 days from the date of publication of the Public Notice. Written 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. 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 date, time, and location in the Florida Administrative Weekly (FAW). If a public meeting is requested within the 30-day comment period and conducted by the Permitting Authority, any oral and written comments received during the public meeting will also be considered by the Permitting Authority. If timely received written comments or comments received at a public meeting result in a significant change to the draft/proposed permit, the Permitting Authority shall issue a revised draft/proposed permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection. For additional information, contact the Permitting Authority at the above address or phone number.

Petitions: A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.599 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 2802 Jackson Bluff Road, Mail Station 955, Tallahassee, Florida 32309-2000. Petitions filed by any persons other than the petitioner shall be treated as a petition under Section 120.599, F.S. must be filed within 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 a public meeting shall have 14 days from the date of the public meeting to file a petition, 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 120.599 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-109.205, 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 petitioner's representative for the purposes of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency's determination; (c) statement of when and how the petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (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 including an explanation of how the alleged facts relate to the specific rules or statutes; 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 for this proceeding.

EPA Review: EPA has agreed to treat the draft/proposed Title V air operation permit as a proposed Title V air operation permit and to perform its 45-day review provided by the law and regulations concurrently with the public comment period. Although EPA's 45-day review period will be performed concurrently with the public comment period, the deadline for submitting a citizen petition to object to the EPA's 45-day review will be determined as if EPA's 45-day review period is performed after the public comment period has ended. The final Title V air operation permit will be issued after the conclusion of the 45-day EPA review period so long as no adverse comments are received that results in a different decision or significant change of terms or conditions. The status regarding EPA's 45-day review of this project and the deadline for submitting a citizen petition can be found at the following website address: <http://www.epa.gov/region4/air/permits/florida.htm>.

Objections: Finally, pursuant to 42 United States Code (U.S.C.) Section 7601(d)(2), any person may petition the Administrator of the EPA within 60 days of the expiration of the Administrator's 45-day review period as established in 42 U.S.C. Section 7601(d)(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 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 objection 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 7601(d)(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>.

SEPTEMBER 18, 2009