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JAMES R. ENGLISH
City Attorney
SAM M. McCALL
City Auditor

October 1, 2002

VIA FAX AND U.S. MAIL

A.A. Linero, P.E.
Bureau of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Re: Title V Air Operation Permit Renewal
Draft Permit Project No.: 0730003-003-AV
Renewal of Title V Air Operation Permit No.: 0730003-001-AV
Arvah B. Hopkins Generating Station

Dear Mr. Linero:

Please find enclosed proof of publication of the Public Notice of Intent to Issue Title V Air Operation Permit Renewal (Notice) for the Arvah B. Hopkins Generating Station.

The Notice was published in the Legal Notices section of the Tallahassee Democrat on September 25, 2002, in accordance with Section 403.815, Florida Statutes, and Rules 62-110.106 and 62-210.350(3), Florida Administrative Code.

Please do not hesitate to contact me at 891-8851 if you have any questions or require additional information.

Sincerely,

John K. Powell, P.E.

Enclosures

cc: Scott Sheplak, FDEP
Jonathan Holtom, FDEP
Robert McGarrah, COT
Jennette Curtis, COT
Triveni Singh, COT

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OCT 03 2002

BUREAU OF AIR REGULATION

TALLAHASSEE DEMOCRAT
PUBLISHED DAILY
TALLAHASSEE-LEON-FLORIDA

STATE OF FLORIDA COUNTY OF LEON:

Before the undersigned authority personally appeared Don Morgan who on oath says that he is Legal Advertising Representative of the Tallahassee Democrat, a daily newspaper published at Tallahassee in Leon County, Florida; that the attached copy of advertising being a Legal Ad in the matter of

PUBLIC NOTICE

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

SEPTEMBER 25, 2002

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 second class mail 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 has never paid nor promised any person, firm or coporation any discount, rebate, commission or refund for the purpose of securing this publication in the said newspaper.

DON MORGAN *Don Morgan*
LEGAL ADVERTISING REPRESENTATIVE
Sworn To or Affirmed and Subscribed Before Me.

This 30 Day of Sept 2002, by Don Morgan _____

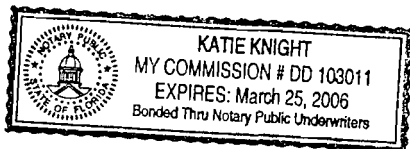
Personally Known X

OR Produced Identification _____

Type of Identification Produced _____

(SEAL)

Notary Public



Katie Knight

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OCT 03 2002

BUREAU OF AIR REGULATION

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT RENEWAL

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DRAFT Permit No.: 0730003-003-AV
Renewal to Title V Air Operation Permit No. 0730003-001-AV
City of Tallahassee - Arvah B. Hopkins Generating Station
Leon County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Renewal to City of Tallahassee, Electric Utilities for the Arvah B. Hopkins Generating Station located at 1125 Geddie Road, Tallahassee, Leon County. The applicant's name and address are: City of Tallahassee, Electric Utilities, 2602 Jackson Bluff Road, Tallahassee, Florida 32304.

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 (Telephone: 850/488-1344; Fax: 850/922-6979). 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, 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, 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: Affected District/Local Program:
Department of Environmental Protection Department of Environmental Protection
Bureau of Air Regulation Northwest District Office
111 South Magnolia Drive, Suite 4 160 Governmental Center
Tallahassee, Florida 32301 Pensacola, Florida 32501-5794
Telephone: 850/488-0114 Telephone: 904/444-8300
Fax: 850/922-6979 Fax: 904/444-8417

The complete project file includes the DRAFT Permit, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Mr. Scott M. Sheplak, P.E., for additional information.

Facsimile Cover Sheet

Environmental Resources

City of Tallahassee
Your Own Utilities™



To:	Al Linero BARBARA Scott Sheplak Jonathan Holtom
Organization:	Division of Air Resources Mngmt. FL Dept. of Environmental Protection
Fax:	922-6979

From:	John K. Powell, P.E.
Organization:	City of Tallahassee Utilities
Phone:	(850) 891-8851 <i>If you have a disability requiring accommodations call: FRS TDD, 1-800-955-8771</i>
Fax:	(850) 891-8277
E-mail	powellj@talgov.com

Date:	October 1, 2002
Re:	Proof of Publication Arvah B. Hopkins - Draft Title V Permit Facility ID No. 0730003
Pages including cover:	4

Comments:

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