

Sheplak, Scott

From: Forney.Kathleen@epamail.epa.gov
Sent: Thursday, December 18, 2003 9:16 AM
To: Sheplak, Scott
Cc: Worley.Gregg@epamail.epa.gov; Danois.Gracy@epamail.epa.gov;
Forney.Kathleen@epamail.epa.gov; Huey.Joel@epamail.epa.gov
Subject: Comments on FL Utility Title V Renewal Permits

Scott,

Sorry I didn't get this to you yesterday, but better late than never, right? :-) I am also faxing EPA's congressional responses to you now.

FPL Manatee and Lakeland Electric:

1. Verify that the descriptions of the units listed in Appendix I-1 (insignificant activities) and Appendix U-1 (unregulated activities) include any applicable size thresholds (i.e., fuel oil tank sizes, emergency generator sizes, etc...) or content restrictions (i.e., halogenated vs. non-halogenated solvents.)
2. Verify that the permit condition titled DEP Method 9 has been included for the units which have visible emission limits and to which there are exceptions to the incorporation of EPA Method 9.

JEA Northside/SJRPP:

1. To make Appendix CP-1 a part of the permit, it needs to be cross-referenced in subsection H of the permit either by adding a sentence to condition H.25 or by adding a separate requirement.

FPL Riviera:

1. The Statement of Basis should include the monitoring justification language from the initial Title V's SOB, since the language was originally included to resolve an objection issue.
2. Verify that the permit condition titled DEP Method 9 has been included for the units which have visible emission limits and to which there are exceptions to the incorporation of EPA Method 9.
3. Verify that the descriptions of the units listed in Appendix I-1 (insignificant activities) and Appendix U-1 (unregulated activities) include any applicable size thresholds (i.e., fuel oil tank sizes, emergency generator sizes, etc...) or content restrictions (i.e., halogenated vs. non-halogenated solvents.)
4. There is a typo in Table 2-1. We understand the table is for informational purposes only; however, for clarity, we suggest that you make Table 2-1 consistent with condition A.22 by including Method 5F for PM testing instead of Method 5C.
5. Since one of the comments received during the public comment period expressed concerns about environmental justice (EJ), EPA has requested a set of EJ maps and will forward those to you when we receive them.

If you have any questions, feel free to contact me at 404-562-9130.

Thanks,
Katy Forney
Air Permits Section
EPA - Region 4

Sheplak, Scott

KPL-Manatee

From: Kevin_Washington@fpl.com
Sent: Thursday, December 11, 2003 1:03 PM
To: Vielhauer, Trina; Sheplak, Scott; Phillips, Cindy
Subject: Results of Manatee County "Power Plant Soot" samples

Remind

Folks,
Thought you might be interested in hearing "the rest of the story" regarding the alleged Power Plant "soot" samples. See the forwarded e:mails below..... Regards and best wishes for a safe and Merry Christmas. Kevin
----- Forwarded by Kevin Washington/GC/FPL on 12/11/2003 12:56 PM -----

Lynn French
Plotkin/PGBU/FPL@FPL,
Maxwell/PGBU/FPL@FPL
12/11/2003 11:20 AM
To: Mel Klein/CC/FPL@FPL, Paul
Kevin Washington/GC/FPL@FPL, Mary
cc:
Subject: FW: Dust sample

See Manatee County results below. The Hillsborough EPC analyzed two additional samples. Results showed 40% sand, 20%pollen, 10% fungus, 10% salt crystals, 5% organic debris, fiberglass, limestone, mold and unknowns. "No evidence of industrial fall out was detected in either samples." Lynn
----- Forwarded by Lynn French/PGD/FPL on 12/11/2003 11:16 AM -----

"Knight, Nancy"
<Nancy.Knight@dep.s
tate.fl.us>
12/11/2003 10:36 AM
To: lynn.french@fpl.com
cc:
Subject: FW: Dust sample

The report from EPC is on paper. What is your fax number?

-----Original Message-----

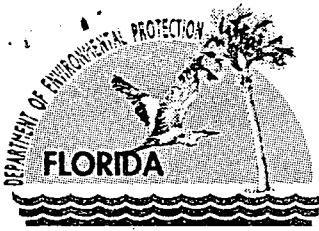
From: Thomas Murray [mailto:thomas.murray@co.manatee.fl.us]
Sent: Wednesday, November 12, 2003 8:46 AM
To: Knight, Nancy
Subject: Fwd: Dust sample

Here's the report back from Linda, our chem lab manager. She is a certified observer.
----- Message from "Linda Shinneman" <linda.shinneman@co.manatee.fl.us> on Fri, 7 Nov 2003 16:29:05 -0500 -----

To: "Thomas Murray"
<thomas.murray@co.manatee.fl.us>

Subject: Dust sample

Mrs Knight's sample was all pollen, plant material and sand.



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

September 19, 2003

Glenn Compton
Chairman- ManaSota-88
419 Rubens Drive
Nokomis, Florida 34275

Dear Mr. Compton:

I am in receipt of your August 16, 2003 correspondence to Secretary David Struhs regarding Florida Power and Light Company's Manatee power plant. You requested information regarding any proposed actions regarding this facility as well as any warning notices or enforcement cases.

You should have received the Department's intent to issue the draft Title V air operation permit renewal for this facility. I wanted to alert you that the Department will be holding a public meeting regarding this permit on October 2, 2003 from 5 p.m. to 7 p.m. at the Manatee County Civic Center, One Haben Boulevard, Palmetto, Florida [intersection of US 301/41 and Haben Boulevard]. This announcement is posted on the Department Official Notices website at <http://tlhora6.dep.state.fl.us/onw/pilot.asp>. I am attaching the agenda for this meeting as well as a list of frequently asked questions for your review.

In addition, you are welcome to review the Department's files on the Manatee facility at any time. To set up an appointment for such a file review in Tallahassee you may contact Ms. Patty Adams at 850/921-9505. In the event you would like to review files in the Tampa district office, please contact Ms. Carol Moore at 813/744-6100.

Sincerely,

Trina L. Vielhauer
Chief
Bureau of Air Regulation

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
Public Informational Meeting
Title V Air Operation Permit Renewal
Florida Power and Light Company – Manatee Power Plant**

**Manatee Convention and Civic Center
One Haben Blvd.
Palmetto, Florida**

**OCTOBER 2, 2003
5:00 p.m. – 7:00 p.m.**

THIS MEETING IS OPEN TO THE PUBLIC

- | | | |
|--------------------|------------------------------|-------------------------|
| <i>I.</i> | <i>INTRODUCTION</i> | Department Staff |
| <i>II.</i> | <i>PRESENTATION</i> | Department Staff |
| <i>III.</i> | <i>PUBLIC COMMENT</i> | |
| <i>IV.</i> | <i>ADJOURNMENT</i> | |

Air Permit Program: Frequently Asked Questions About Air Permits

What is the purpose of a title V permit?

The purpose of title V permits is to reduce violations of air pollution laws and improve enforcement of those laws. Title V permits do this by:

1. recording in one document all of the existing air pollution control requirements that apply to the source. This gives members of the public, regulators, and the source a clear picture of what the facility is required to do to keep its air pollution under the legal limits.
2. requiring the source to make regular reports on how it is tracking its emissions of pollution and the controls it is using to limit its emissions. These reports are public information, and you can get them from the permitting authority.
3. adding monitoring, testing, or record keeping requirements, where needed to assure that the source complies with its emission limits or other pollution control requirements.
4. requiring the source to certify each year whether or not it has met the air pollution requirements in its title V permit. These certifications are public information.
5. making the terms of the title V permit federally enforceable. This means that EPA and the public can enforce the terms of the permit, along with the State.

Are there limitations on what the Department can require in a title V permit?

Yes. The Title V operating permit is a mechanism to incorporate existing approved local program, state and federal air program requirements into one consolidated permit. The Department cannot impose requirements on a facility above and beyond these existing requirements. This is why you will see rule and statutory citations in the title V permit for each condition.

Who needs to get an air permit?

There are two types of permits: construction permits and operating permits. Construction permits are required for all new stationary sources and all existing stationary sources that are adding new emissions units or modifying existing emissions units. Operating permits (also known as Title V permits) are required for all major stationary sources. Some local agencies also require operating permits for minor sources.

What's in a permit?

Air quality permits are legally binding documents that include enforceable conditions with which the source owner/operator must comply. Some permit conditions are general to all types of emission units and some permit conditions are specific to the source. Overall, the permit conditions establish limits on the types and amounts of air pollution allowed, operating requirements for pollution control devices or pollution prevention activities, and monitoring and record keeping requirements.

Every proposed Title V permit has a 30 day public comment period and a 45 day EPA review period. When EPA reviews a Title V permit (the large number of permits precludes EPA from reviewing every permit), it provides comments to the state or local permitting authority on ways to improve the permit and changes that must be made before the permit can be issued.

If EPA determines that the proposed permit does not assure compliance with applicable requirements or the requirements of part 70 (EPA's regulations that implement Title V), the agency will object to the issuance of the permit during its 45 day review period. If EPA objects to a permit, the permitting authority has 90 days to revise the permit and make the corrections requested by EPA. If the air agency fails to do this, EPA becomes the permitting authority and issues or denies the permit.

In cases where EPA does not object to a permit, any member of the public may petition EPA to object to the permit within 60 days of the end of the EPA review period. The petition must be based on issues that were raised during the public comment period, unless it was not practical to raise these issues during the public comment period or grounds for objection arose after the public comment period.

Draft permits and permit applications are available from the state or local agency responsible for issuing the permit or, in the case where EPA is issuing the permit, from the EPA Regional office. Members of the public may request that the state or local agency include them on their public notice mailing list.

Title V benefits states, EPA, industry and the public by clarifying which requirements apply to a source, and whether the source is complying with them. These requirements are clearly stated in a single document, the Title V permit, which simplifies compliance. Greater source accountability and more effective enforcement should result, leading to improvements in air quality.

What happens if a source violates its permit?

A source that violates one or more enforceable permit condition(s) is subject to an enforcement action including, but not limited to, penalties and corrective action. Enforcement actions can be initiated by the local permitting authority, EPA or in many cases, citizens.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary Correspondence Control

Correspond Number	Date Received
EO-11943	08/21/03

Copy for Siting Office

Name: Glenn Compton
Organization: ManaSota-88
Address: 419 Rubens Drive
City/State/Zip: Nokomis, FL 34275
County: Sarasota
Phone: 941-966-6256

Assigned to: General Counsel

Instructions: Handle Appropriately

Division/District Director to handle as deemed appropriate. No need to report response to OMB.

NOTE: A copy of this was also provided to the Siting Office.

Assigned by Joni Scott, Office of Ombudsman 850/245-2118, SC 205-2118, Fax: 850/245-2128,
Email: joni.scott@dep.state.fl.us

If there are any concerns with assignment, due date, etc., the OMB analyst listed above should be contacted immediately.

8-22-03

Buck Owen,

FYI only,

Joni

RECEIVED

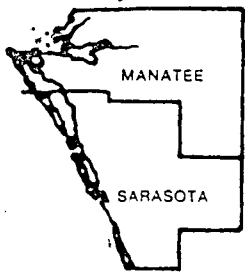
AUG 26 2003

BUREAU OF AIR REGULATION

DEPARTMENT OF
ENVIRONMENTAL PROTECTION

AUG 25 2003

SITING COORDINATION



MANASOTA-88

A Project for Environmental Quality 1968-2088

Secretary David Struhs
FDEP
Marjory Stonemen Douglas Bldg.
3900 Commonwealth Blvd.
Tallahassee, Florida 32399-3000

8/16/03

Re: FPL Manatee Power Plant

Directors

Glenn Compton

Mary Compton

Rebecca Eger

Charles Holmes

Edith Holmes

Mary Jelks, M.D.

Dan Kixmiller

Greg Nowaski

Joan Perry

Hilda Quay

Doris Schember

Janet Smith

Dear Mr. Struhs,

Please advise ManaSota-88 of any proposed agency action or agency action on Florida Power and Light Company's Manatee Power Plant located in Parrish, Florida.

Please advise ManaSota-88 of any warning notices or enforcement cases issued on FPL's Manatee Power Plant.

Also, please advise ManaSota-88 of any meetings before the State of Florida Siting Board on FPL's Manatee Power Plant.

Please send all advisories to:

Glenn Compton
Chairman - ManaSota-88
419 Rubens Drive
Nokomis, Florida 34275

Thank you,

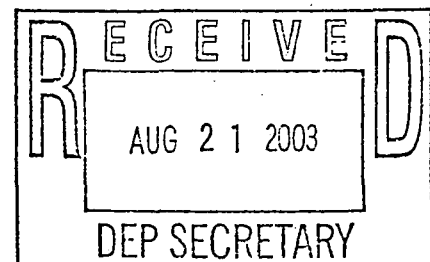
Chairman, ManaSota-88

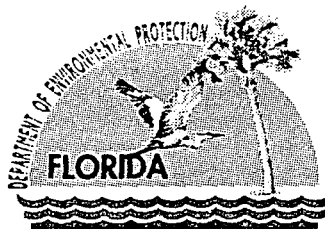
cc: Allan F. Bedwell - Deputy Secretary, Regulatory Programs
Deborah A. Getzoff - Southwest District Director



Information

P.O. Box 1728
Nokomis, FL 34274
(941) 966-6256
FAX (941) 966-0659
www.manasota-88.org





Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

September 19, 2003

Ms. Karen Collins-Fleming
Director
Environmental Management Department
Manatee County Government
202 6th Avenue East
Bradenton, FL 34208

RE: Title V Air Operation Permit Renewal
DRAFT Permit Project No.: 0810010-009-AV; FPL Manatee Plant

Dear Ms. Collins-Fleming:

The Department received your request on September 17, to extend the referenced project's public comment period from 30 days to 60 days. We do not plan to extend the comment period for the following reasons: As we discussed by telephone, we provided a copy of the renewal application to your office when the application came in on May 27, 2003. We also provided your office a courtesy copy of the draft permit issued on August 29. The public notice was published on September 5, which started the 30 day public comment period.

We want you to know that we are holding a public meeting on October 2nd to accept public comments on this project. The final day for the public to officially comment on this project is October 6, 2003.

If you should have any further questions, please contact Cindy Phillips, P.E., at 850/921-9534

Sincerely,

Scott M. Sheplak, P.E.
Program Administrator
Title V Section

Copy to: Cindy Phillips, P.E

BEST AVAILABLE COPY



MANATEE COUNTY GOVERNMENT

"To Serve With Excellence"

ENVIRONMENTAL MANAGEMENT DEPARTMENT



September 8, 2003

Ms. Cindy Phillips, P.E.
Florida Department of Environmental Protection
Bureau of Air Regulation; Title V Section
111 South Magnolia Drive, Suite 4
Tallahassee, FL 32301

RE: Title V Air Operation Permit Renewal;
DRAFT Permit Project No.: 0810010-009-AV; FPL Manatee Plant

Dear Ms. Phillips:

We received the Notice of Intent to Issue for the referenced permit, dated August 29, 2003. Given the date of the notice, we believe that the cutoff date for the Department to receive written comments on the draft permit will be September 29, 2003.

As you may know, there is quite a bit of local controversy surrounding the operation of Manatee Plant Units 1 and 2. Many questions have been raised about the plant's operations by the Manatee County Commission as well as a local group organized as the Coalition for Clean Air. The County Commission has asked its Environmental Management Department (EMD) to schedule a worksession to discuss issues related to the plant and its pending Title V permit. We anticipate that the worksession will generate a number of conditions that the Board will want included in FPL's new/renewed permit.

Given the amount of interest in this permit, and the short time frame in which to hold the worksession (September 30), the public meeting your Department has scheduled (October 2), and formulate and render comments on the draft permit, we are respectfully requesting that the comment period be extended for an additional 30 days.

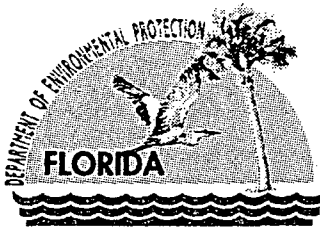
Thank you in advance for your consideration. We look forward to meeting with DEP staff on October 2.

Sincerely,

Karen Collins-Fleming
Director

cc: Robert C. Brown, EMD Sr. Environmental Administrator

NATURE SAVER™ FAX MEMO 01616		Date: 9-17-03	# of Pages: 2
To: Cindy Phillips, P.E.	From: K. COLLINS		
Co./Dept: DEP	Co:		
Phone #	Phone: 742-5980		
Fax: 850-922-6977	Fax: 742-5996		



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

September 5, 2003

Clarence Troxell
3321 Lakeside Circle
Parrish, FL 34219

Dear Mr. Troxell:

I am in receipt of your August 14, 2003 and August 26, 2003 correspondence to Secretary David Struhs regarding Florida Power and Light Company's Manatee power plant. Thank you for the information you provided in your August 14, 2003 letter. In your August 26, 2003 letter you ask for various information related to Senate Bill 970 from the 1995 Florida Legislative Session. As we have stated previously, you are welcome to review the Department's files on the Manatee facility at any time. To set up an appointment for such a file review in Tallahassee you may contact Ms. Patty Adams at 850/921-9505. In the event you would like to review files in the Tampa district office, please contact Ms. Carol Moore at 813/744-6100. However, I suggest you check with the Florida Senate's Legislative Division via email at leg.info@leg.state.fl.us or by telephone at 1-800-342-1827 for this information.

Also, as you are aware, the Department issued its intent to issue the draft Title V air operation permit renewal for this facility late last week. You should be receiving a copy of this document in the near future if you haven't already. In addition, the Department will be holding a public meeting regarding this permit on October 2, 2003 from 5 p.m. to 7 p.m. at the Manatee County Civic Center, One Haben Boulevard, Palmetto, Florida [intersection of US 301/41 and Haben Boulevard]. This announcement will be posted on the Department Official Notices website at <http://tlhora6.dep.state.fl.us/onw/pilot.asp>.

Sincerely,

Trina L. Vielhauer
Chief
Bureau of Air Regulation