

Gibson, Victoria

From: Cascio, Tom
Sent: Tuesday, November 02, 2004 2:19 PM
To: Gibson, Victoria
Subject: RE: Indiantown

Vickie: Day 30 is November 3, 2004. We have received no comments to date. It should take about a day or so to put the PROPOSED permit together if there are no comments.

Tom

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

From: Gibson, Victoria
Sent: Tuesday, November 02, 2004 1:52 PM
To: Cascio, Tom
Subject: Indiantown

Is the proposed going out on this very soon?

Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

Gibson, Victoria

From: Vielhauer, Trina
Sent: Monday, November 01, 2004 1:14 PM
To: Linero, Alvaro; Pennington, Jim; Holtom, Jonathan
Cc: Gibson, Victoria
Subject: Title V renewals

After our meeting with Mike C. this morning on the heat input issue and discussions of how to proceed and what legal actions are pending out there, I thought this would be helpful for you and all of our permittees.

Priority #1: demonstrating that the heat input issue is resolved

The renewals that are affected by this issue [according to my records] follow. For those in which extensions of time have been filed, we need to email a draft proposed permit to their attorney and a cc. to the responsible official. **IF THE COMMENT PERIOD HASN'T EXPIRED YET, WE SHOULD NOTE THAT, BARRING ANY COMMENTS, HERE IS WHAT WE INTEND TO ISSUE.** Once they've reviewed and concurred and the comment period has passed, their attorney will withdraw the extensions of time [or notify us they will not be petitioning]. Mike requested this be done by Tuesday afternoon for as many as possible. I suggest we start with those permits where heat input is the only outstanding issue.

Gulf Power Smith	no outstanding requests for extensions of time
Gulf Power Schultz	no outstanding requests for extensions of time
OUC Stanton	no outstanding requests for extensions of time
KUA	no outstanding requests for extensions of time
GRU	no outstanding requests for extensions of time
Tiger Bay	facility has requested a 2 nd extension of time; has not been acted upon [so they'd need to withdraw that request once they see the proposed and are ok with it]
DeBary check LCT: 1270028-007AV.	I'm not showing a list of any extensions requested? Vickie- can you double
Sanford	facility requested an extension of time; has not been acted upon [so they'd need to withdraw that request once they see the proposed and are ok with it]
Crist	just filed new request for extension until November 8 bc. southern company's in house attorney out of town to discuss permit shield language. I told them we need to get these out but the 8 th would be ok.
Anclote	we resolved, attorney filed withdrawal of extension of time and has gone proposed already so case can be closed in LCT

Priority #2: getting the other renewals to proposed status

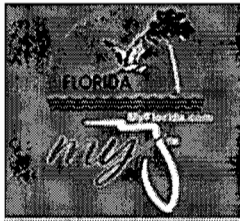
The biggest issues I've heard on drafts have been CAM or heat input. Are there others we need to discuss internally? We need to get these to proposed status in the next 2 weeks also. Here is a status on extensions of time on these other renewals. I'm not sure when each permit's 30 day comment period ends.

Bartow	extension of time expires today
--------	---------------------------------

11/1/2004

Progress Suwannee	extension of time expires today
Progress Turner	we denied 3 rd extension request; have until today to file full petition
Progress u of f	we denied extension of time; have until today to file a full petition
Crystal River	extension of time expires today
Seminole	extension of time expires today
TECO Big Bend	extension of time expires today
TECO Bayside	no extensions of time filed
TECO Polk	no extensions of time filed
Reliant Indian River	proposed sent to EPA
Indiantown cogen	Vickie- can you refresh my memory. Did they request extension of time?
Stock Island	no extensions of time filed
FPL Canaveral	proposed sent to EPA

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The Summary page will open in a new browser window.

Owner/Company Name		Site Name			City		
INDIANTOWN COGENERATION, L.P.		INDIANTOWN COGENERATION PLANT			INDIANTOWN MAR		
Permit Number	Permit Activity	Issue Date	Expiration Date	Posting Date	Permit Status	CAM	F Do
0850102-007-AV	PERMIT RENEWAL			10/1/2004	DRAFT	N	Zip
0850102-001-AV	INITIAL ISSUANCE	10/11/1999	8/23/2004	10/11/1999	FINAL	N	Zip

Search Results: 1 Facilities returned with 2 Permits as of 11/2/2004 1:48:52 PM

Zip files contain working copies of permits and supporting documents posted for review.

Last Updated: 08/23/04

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, October 05, 2004 11:17 AM
To: Cascio, Tom
Subject: RE: Indiantown Cogeneration 0850102-007-AV

Great.

Thanks very much.

Vickie

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

From: Cascio, Tom
Sent: Tuesday, October 05, 2004 11:06 AM
To: Gibson, Victoria
Cc: Linero, Alvaro
Subject: RE: Indiantown Cogeneration 0850102-007-AV

Vickie: We have resolved the issues and they plan to publish the public notice ASAP.

Tom

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

From: Gibson, Victoria
Sent: Tuesday, October 05, 2004 10:02 AM
To: Cascio, Tom
Subject: Indiantown Cogeneration 0850102-007-AV

Hi,

Have you heard anything from Indiantown as to whether they are going to request another extension of time or not? Have you had a chance to discuss with AI?

Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

Gibson, Victoria

From: Cascio, Tom
Sent: Monday, September 27, 2004 7:35 AM
To: Gibson, Victoria
Cc: Linero, Alvaro
Subject: RE: Iniantown Cogeneration

Vickie: We received a written response on September 13, 2004, from Nick Laryea. Al and I need to discuss the requested changes to the Draft permit.

Tom

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

From: Gibson, Victoria
Sent: Friday, September 24, 2004 3:14 PM
To: Cascio, Tom
Subject: Iniantown Cogeneration
Importance: High

Hi,

The extension of time on this permit will expire this coming week on 9/30. What is the status on this permit?

0850102-007-AV

Thank you and have a safe weekend.

Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

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Zip files contain working copies of permits and supporting documents posted for review.

The Summary page will open in a new browser window.

Owner/Company Name		Site Name			City	
INDIANTOWN COGENERATION, L.P.		INDIANTOWN COGENERATION PLANT			INDIANTOWN MAR	
Permit Number	Permit Activity	Issue Date	Expiration Date	Posting Date	Permit Status	CAM
0850102-001-AV	INITIAL ISSUANCE	10/11/1999	8/23/2004	10/11/1999	FINAL	N

Search Results: 1 Facilities returned with 1 Permits as of 9/23/2004 12:16:03 PM

Zip files contain working copies of permits and supporting documents posted for review.

Last Updated: 08/23/04

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STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

INDIANTOWN COGENERATION, L.P.

Petitioner,

v.

OGC #04-1377

DEP Permit 0850102-007-AV

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

**ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING**

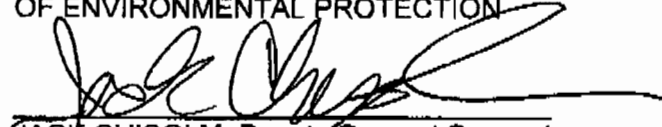
This cause has come before the Florida Department of Environmental Protection upon receipt of a request made by Petitioner INDIANTOWN COGENERATION, L. P., to grant an extension of time to file a petition for an administrative hearing to allow time to discuss with FDEP several specific permit conditions for its facility in Martin County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until **October 1, 2004**, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 23rd day of August, 2004, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



JACK CHISOLM, Deputy General Counsel
3900 Commonwealth Boulevard, M.S. 35
Tallahassee, Florida 32399-3000
850-245-2242 facsimile 850-245-2302


BEST AVAILABLE COPY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via
 U. S. Mail facsimile orally, this 26th day of August, 2004, to:

Rick Grubb
General Manager
Indiantown Cogeneration Plant
Post Office Box 1799
Indiantown, FL 34956

Facsimile 772-597-6210



W. Douglas Beason, Assistant General Counsel
STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION
3900 Commonwealth Boulevard - Mail Station 35
Tallahassee, FL 32399-3000
850-245-2242 facsimile 850-245-2302

with a courtesy copy to:

Trina L. Vielhauer
Chief
Bureau of Air Regulation

facsimile: 850-921-9533

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, August 24, 2004 12:47 PM
To: Light, Lisa
Subject: Draft Orders to Grant

Importance: High

Hi,

Have the orders to grant been signed yet for:

Indiantown Cogeneration 0850102-007-AV

Progress Energy - Anclote 1010017-006-AV

Thank you.

Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, August 17, 2004 12:39 PM
To: Cascio, Tom
Subject: RE: DRAFT Order to Grant for Indiantown CoGeneration LP ---- OGC # 04-1377

Your welcome. I will get you a copy of the request for your files.

Vickie

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

From: Cascio, Tom
Sent: Tuesday, August 17, 2004 12:34 PM
To: Gibson, Victoria
Subject: RE: DRAFT Order to Grant for Indiantown CoGeneration LP ---- OGC # 04-1377

Vickie: No, thanks for sending this on.

Tom

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

From: Gibson, Victoria
Sent: Tuesday, August 17, 2004 11:30 AM
To: Cascio, Tom
Subject: FW: DRAFT Order to Grant for Indiantown CoGeneration LP ---- OGC # 04-1377
Importance: High

Hi,

Did I already give you a copy of the request for this extension of time?

Vickie

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

From: Gibson, Victoria
Sent: Tuesday, August 17, 2004 11:46 AM
To: Light, Lisa; Beason, Doug
Cc: Vielhauer, Trina; Cascio, Tom
Subject: DRAFT Order to Grant for Indiantown CoGeneration LP ---- OGC # 04-1377
Importance: High

<< File: IndiantownOrdtoGrant.doc >>

Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, August 17, 2004 11:46 AM
To: Light, Lisa; Beason, Doug
Cc: Vielhauer, Trina; Cascio, Tom
Subject: DRAFT Order to Grant for Indiantown CoGeneration LP ---- OGC # 04-1377

Importance: High



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Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

Gibson, Victoria

From: Gibson, Victoria
Sent: Monday, August 02, 2004 2:08 PM
To: Carter, Kathy
Subject: Copies of the request for extension of time

Importance: High

Hi,

Would you please fax to me a copy of the request for extension of time on the following two items you might have received on July 30:

CF Industries/Plant City Phosphate 0570005-007-AV OGC # 02-0587, and

Indiantown Cogeneration LP 0850102-007-AV OGC # 14-1377

Thank you.

Vickie

Victoria Gibson, Administrative Secretary
Bureau Chief's Office
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504

Gibson, Victoria

From: Gibson, Victoria
Sent: Monday, August 02, 2004 10:17 AM
To: Vielhauer, Trina
Subject: RE:

I will need for you to remind her.

Thanks.

Vickie

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

From: Vielhauer, Trina
Sent: Monday, August 02, 2004 10:16 AM
To: Gibson, Victoria
Subject: FW:

Vickie,
Is she also sending these to you separately or do I need to ask her to cc you on them [again]?

Thx

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

From: Carter, Kathy
Sent: Monday, August 02, 2004 10:08 AM
To: Cascio, Tom
Cc: Vielhauer, Trina
Subject:

Tom:

FYI.

OGC has received a extension request from Indiantown Cogeneration L.P. #0850102-007-AV.

Kathy
Office of General Counsel
Agency Clerk
245-2212
Kathy.Carter@dep.state.fl.us

04-1377

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

INDIANTOWN COGENERATION, L.P.

Petitioner,

v.

OGC #04-1377
DEP Permit 0850102-007-AV

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

**ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the Florida Department of Environmental Protection upon receipt of a request made by Petitioner INDIANTOWN COGENERATION, L. P., to grant an extension of time to file a petition for an administrative hearing to allow time to discuss with FDEP several specific permit conditions for its facility in Martin County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until, **October 1, 2004**, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this _____ day of August, 2004, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

JACK CHISOLM, Deputy General Counsel
3900 Commonwealth Boulevard, M.S. 35
Tallahassee, Florida 32399-3000
850-245-2242 facsimile 850-245-2302

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via
__ U. S. Mail __ facsimile __ **only**, this ____ day of August, 2004, to:

Rick Grubb
General Manager
Indiantown Cogeneration Plant
Post Office Box 1799
Indiantown, FL 34956

Facsimile 772-597-6210

W. Douglas Beason, Assistant General Counsel
STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION
3900 Commonwealth Boulevard - Mail Station 35
Tallahassee, FL 32399-3000
850-245-2242 facsimile 850-245-2302

with a courtesy copy to:

Trina L. Vielhauer
Chief
Bureau of Air Regulation

facsimile: 850-921-9533

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

INDIANTOWN COGENERATION, L.P.

Petitioner,

v.

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

OGC #04-1377
DEP Permit 0850102-007-AV

**ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the Florida Department of Environmental Protection upon receipt of a request made by Petitioner INDIANTOWN COGENERATION, L. P., to grant an extension of time to file a petition for an administrative hearing to allow time to discuss with FDEP several specific permit conditions for its facility in Martin County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until, **October 29, 2004**, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this _____ day of August, 2004, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

JACK CHISOLM, Deputy General Counsel
3900 Commonwealth Boulevard, M.S. 35
Tallahassee, Florida 32399-3000
850-245-2242 facsimile 850-245-2302



DEPARTMENT OF ENVIRONMENTAL PROTECTION

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Permit Summary Application Search

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Enter AIRS ID:

Owner: INDIANTOWN COGENERATION, L.P.
Site Name: INDIANTOWN COGENERATION PLANT
Street: 13303 SW SILVER FOX LANE **County:** MARTIN
City: INDIANTOWN **Zip Code:** 34956
SIC Code(s): 4911 (Y)

Update Existing Permit Summary Records:

<u>Permit Number</u>	<u>Permit Activity</u>	<u>Date Received</u>	<u>Agency Action</u>
0850102-001-AV	Initial Issuance	6/6/1996	Issued - 10/11/1999
Project Name: INDIANTOWN COGENERATION, L.P.			
Primary Processor: CASCIO_T			
	Update--> Final		
	Update--> Proposed		
	Update--> Draft		

Select Project in PA to Create a New Permit Summary:

<u>Permit Number</u>	<u>Permit Activity</u>	<u>Date Received</u>	<u>Agency Action</u>
0850102-007-AV	PERMIT RENEWAL	2/23/2004	Issue Create Summa
0850102-006-AC	CONSTRUCTION	1/27/2003	Issued - 3/31/2003 Create Summa
0850102-003-AC	CONSTRUCTION	12/30/1999	Issued - 4/20/2000 Create Summa

You are logged on as GIBSON_V with Security Level 0

RECEIVED

AUG 02 2004

Indiantown Cogeneration, L.P.
P.O. Box 1799
13303 SW Silver Fox Lane
Indiantown, FL 34956

772.597.6500
Fax: 772.597.6210

BUREAU OF AIR REGULATION

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

REQUEST FOR ADDITIONAL TIME IN WHICH TO FILE
A PETITION FOR ADMINISTRATIVE HEARING
UNDER SECTIONS 120.569 and 120.57, FLORIDA STATUTES

Applicant: Indiantown Cogeneration L.P.

DEP File No.: Draft Title V Operating Permit No. 0850102-007-AV

Indiantown Cogeneration L.P. respectfully submits this request for an extension of time to file a petition for a formal administrative hearing concerning the draft Title V operating permit no. 0850102-007-AV, issued by the Florida Department of Environmental Protection ("Department") on July 16, 2004. The following are provided in support of this request:

1. On July 16, 2004, the Department issued the Draft Title V operating permit, the Intent to Issue Title V Air Operation Permit Renewal and related documents. Indiantown Cogeneration's facility will be governed by the terms of the Draft Permit and, therefore, Indiantown Cogeneration is substantially affected by the Department's actions concerning the Draft Permit.
2. The Draft Permit contains at least one provision that is of significant concern to Indiantown Cogeneration. The Department's proposed compliance assurance monitoring (CAM) plan sets an opacity trigger level which Indiantown Cogeneration believes may be too low based on current operations and monitoring equipment capabilities. Indiantown Cogeneration needs additional time to review pertinent opacity and operating data before reaching a final conclusion on this matter. Consequently, Indiantown Cogeneration does not want the Draft Permit to become a Proposed or Final permit at this time. Indiantown Cogeneration desires to submit written comments and have an opportunity to work with the Department to resolve this concern.
3. The Department's Notice of Intent states that:
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.
4. The Department's Notice of Intent also states that:
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.

5. On or about July 28, 2004, a representative of Indiantown Cogeneration spoke with Department representatives in order to attempt to resolve the outstanding issue. As a result of these discussions, the Department recommended Indiantown Cogeneration request an extension of the time in which to file a petition for administrative hearing.

WHEREFORE, Indiantown Cogeneration respectfully requests the Department of Environmental Protection to grant a sixty (60) day extension of time for filing a petition for an administrative hearing, if necessary, concerning the Department's actions in this case.

The undersigned has read Sections 120.569 and 120.57, Florida Statutes (F.S.), and fully understands the applicant's rights under those sections. With regard to the above referenced permit application, the applicant hereby, with full knowledge and understanding of its rights under Sections 120.60(2) and 403.0876, F.S., waives the right under those statutes to have the application for a permit issued or denied by the State of Florida Department of Environmental Protection within the time period proscribed in those sections. Said waiver is made freely and voluntarily by the applicant, is in its self-interest, and is made without any pressure or coercion by anyone employed by the State of Florida Department of Environmental Protection.

Respectfully submitted this 30th day of July, 2004. The undersigned is authorized to file this petition on behalf of the applicant.

Rick Grubb
General Manager
Indiantown Cogeneration Plant



Signature/Date

Chronology of Activities

OGC Number 1377 43 AV District **SOUTHEAST** County **MARTIN**

Style of Case **INDIANTOWN COGENERATION, L.P. V DEP**

Program Area **AIR TITLE V** Mode **ADMINISTRATIVE**

Lead/Attorney **STANLEY M WARDEN** Status **OPEN**

Forum Name _____ Forum Case Number _____

Permit Appl **0850102-007-AV** Final Order Number _____

Date	Code	Activity Description
07/30/2004	REX1	RECEIVED FIRST REQUEST FOR EXTENSION OF TIME
08/02/2004	AA	ASSIGNED TO LEAD ATTORNEY JACK J CHISOLM
08/02/2004	ACO	ADMIN. CASE OPENED IN OGC
08/04/2004	AR	RE-ASSIGNED TO LEAD ATTORNEY STANLEY M WARDEN
08/23/2004		ORDER GRANTING EXTENSION UNTIL 9/30/04