



(305) 295-1000  
1001 James Street  
PO Box 6100  
Key West, FL 33040-6100  
www.KeysEnergy.com

---

UTILITY BOARD OF THE CITY OF KEY WEST

October 26, 2004

Syed Arif  
Department of Environmental Protection  
2600 Blair Stone Road MS 5500  
Tallahassee, Florida 32399-2400

RECEIVED

OCT 27 2004

BUREAU OF AIR REGULATION

Dear Mr. Arif:

Please find enclosed proof of legal ad publication and notary sheet for the Stock Island draft permit.

If you need any further information, please call me at (305) 295-1134.

Sincerely,

A handwritten signature in cursive script, appearing to read "Edward Garcia".

Edward Garcia  
Environmental/Safety Officer  
[Edward.Garcia@KeysEnergy.com](mailto:Edward.Garcia@KeysEnergy.com)

C:  
C. Jansen, General Manager & CEO  
L. Tejada, Asst Gen. Manager & COO  
D. Cassel, Director of Generation  
S. Greager, Director of Management Services  
File SOF-110

Enclosure

RECEIVED

OCT 27 2004

BUREAU OF AIR REGULATION



Mary Beth Canitano  
Advertising Coordinator

PO Box 1800  
Key West FL 33041  
Office.....305-292-7777  
Extension.....x219  
Fax.....305-294-0768  
mcanitano@keysnews.com

INTERNET PUBLISHING  
keywest.com  
keysnews.com  
floridakeys.com  
key-west.com  
Web Design Services

NEWSPAPERS  
The Citizen  
Southernmost Flyer  
Solaris Hill  
Big Pine Free Press  
Marathon Free Press  
Islamorada Free Press  
Key Largo Free Press  
Ocean Reef Press  
Seaport Log

MAGAZINE  
The Menu  
Home Guide  
Citizen Local's Guide  
Paradise  
Keys TV Channel Guide

MARKETING SERVICES  
Commercial Printing  
Citizen Local's Card  
Direct Mail

FLORIDA KEYS OFFICES  
Printing / Main Facility  
3420 Northside Drive  
Key West, FL  
33040-1800  
Tel 305-292-7777  
Fax 305-294-0768  
citizen@keywest.com

Internet Division  
1201 White Street (Suite 103)  
Key West, FL  
33040-3328  
Tel 305-292-1880  
Fax 305-294-1698  
sales@keywest.com

Middle Keys Office  
6383 Overseas Hwy  
Marathon, FL (MM 52.5)  
33050-3342  
Tel 305-743-8768  
Fax 305-743-8977  
navigator@floridakeys.com

Upper Keys Office  
81549 Old Hwy  
PO Box 489  
Islamorada, FL (MM81.5)  
33035-0489  
Tel 305-664-2266  
Fax 305-664-8411  
freepress@floridakeys.com

Ocean Reef Office  
3A Barracuda Lane  
Key Largo, FL 33037  
Tel 305-367-4911  
Fax 305-367-2191

STATE OF FLORIDA  
COUNTY OF MONROE

Before the undersigned authority personally appeared Randy G. Erickson, who on oath says that he is Vice-President of Advertising Operations of the Key West Citizen, a daily newspaper published in Key West, in Monroe County, Florida; that the attached copy of advertisement, being a legal notice in the matter of Stock Island Power Plant

In the \_\_\_\_\_ Court, was published in said newspaper in the issues of October 13, 2004

Affiant further says that the Key West Citizen is a newspaper published in Key West, in said Monroe County, Florida and that the said newspaper has heretofore been continuously published in said Monroe County, Florida every and has been entered as second-class mail matter at the post office in Key West, in said Monroe County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he 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.

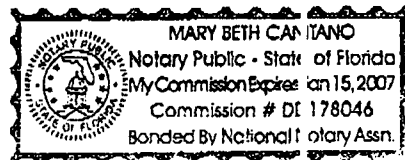
Signature of Affiant

Sworn and subscribed before me this 21 day of October, 2004

Mary Beth Canitano, Notary Public

Expires: January 15, 2007

Notary Seal



Personally Known x Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

**STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**DRAFT Title V Major Source Air Operation Permit No. 0870003-006-AV  
Stock Island Power Plant  
Monroe County**

**Applicant:** The applicant for this project is Keys Energy Services, 1001 James Street, P.O. Box 6100, Key West, Florida 33041-6100. The applicant's responsible official is Mr. Daniel Cassel, Director of Generation.

**Facility Location:** The applicant operates a nominal 80.7 MW Power Plant, which is located at 6900 Front Street, Stock Island, Monroe County, Florida.

**Project:** The applicant submitted an application for a Title V Air Operation Permit (Permit). The facility consists of five regulated emission units with a total generating capacity of 80.7 MW. There are two regulated diesel generators, three simple cycle combustion turbines, and miscellaneous unregulated units. To reduce pollution, a combination of control techniques is used including water injection, ignition timing retardation, and low sulfur fuel oil. The Ralph Garcia Steam Plant [EPA ID #1] was retired January 1, 1998. Also included in this permit are insignificant emissions units and activities. This permit will be a Title V Air Operation Permit Renewal to initial Title V Operation Permit issued in 1999 as revised in 2002. The main change compared with the present permit relates to the identification of Retired and New Unit Exemption emission units. The change was considered insignificant. Emissions from this facility will not be increased as a result of this project.

**Permitting Authority:** Applications for Title V major source air operation permits are 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 an air permit is required to operate the facility. The Department of Environmental Protection, Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination regarding this project. The Permitting Authority's physical address is: Florida Department of Environmental Protection, Bureau of Air Regulation, 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301. The Permitting Authority's mailing address is: Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, Mail Station #5505. The Permitting Authority's telephone number is 850/489-0114 and facsimile number is 850/922-6979.

**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 address indicated above for the Permitting Authority. The complete project file includes the Draft Permit, the Statement of Basis, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may view the DRAFT Permit and file electronic comments by visiting the following website: <http://www.dep.state.fl.us/air/products/ands/>. A copy of the complete project file is also available at the Florida Department of Environmental Protection, Southwest District Office, 3804 Coconut Palm Drive, Tampa, Florida 33619-1352. Telephone: 813/744-6100.

**Notice of Intent to Issue Air Permit:** The Permitting Authority gives notice of its intent to issue a permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the facility 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, 62-256, 62-257, 62-261, 62-296, and 62-297, F.A.C. The Permitting Authority will issue a 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 a significant change of terms or conditions.

**Comments:** The Permitting Authority will accept written comments concerning the DRAFT Permit renewal for a period of thirty (30) days from the date of publication of this Public Notice. Written comments must be post-marked and all e-mail or facsimile comments must be received by the close of business (5 pm) on or before the end of this 30-day period by the Permitting Authority at the above address, e-mail or facsimile. 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 time, date, and location on the Department's official web site for notices (<http://thors6.dep.state.fl.us/onw/>) and in a newspaper of general circulation in the area affected by the permitting action. For additional information, contact the Permitting Authority at the above address or phone number. If written comments or comments received at a public meeting result in a significant change to the DRAFT Permit, the Permitting Authority shall revise the DRAFT Permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

**Petitions:** 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. 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 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S. must be filed within fourteen (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 notice of agency action may file a petition within fourteen (14) 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 appropriate 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, 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 address for service purposes during the course of the proceeding; and an explanation of how the 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, 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; 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. 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.

**Objections:** In addition to the above right to petition, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within sixty (60) 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 the issuance of any Title V major source air operation permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the thirty (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 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. For more information regarding objections, visit the EPA Region 4 web site at: [www.epa.gov/region4/air/permits](http://www.epa.gov/region4/air/permits).