

Published Daily
Key West, Monroe County, Florida 33040

**STATE OF FLORIDA
COUNTY OF MONROE**

Before the undersigned authority personally appeared Randy G. Erickson , who on oath says that he is director of the Advertising Department of the Key West Citizen, a daily newspaper published at Key West, in Monroe County Florida; that the attached copy of advertisement, being a legal notice in the matter of

Notice of Intent to Issue permit - Title V Air Operation

In the October 25, 1998 Court, was published in said newspaper in the issues of

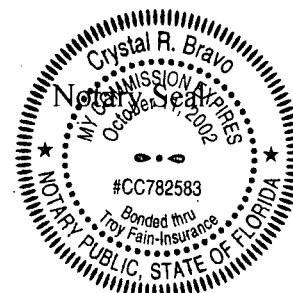
Affiant further says that The Key West Citizen is a newspaper published in Key West, in said Monroe County, Florida, and that the said newspaper has heretofore been continuously published in said Monroe County, Florida each day (except Saturdays) and has been entered as second-class mail matter at the 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.

Randy G. Erickson
Signature of Affiant

Sworn and subscribed before me this 27th day of October, 1998.

Crystal Bravo
Signature of Notary Public

Expires _____
Personally Known Produced Identification _____
Type of Identification Produced _____



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

**STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL
PROTECTION**

Title V DRAFT Permit No.
0870003-001-AV
Stock Island Power Plant
Monroe County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit to Utility Board of the City of Key West for the Stock Island Power Plant located at 6900 Front Street, Stock Island Monroe County. The applicant's name and address are: Utility Board of the City of Key West, P.O. Drawer 6100, Key West, Florida 33041-6100.

The permitting authority will issue the Title V DRAFT Permit, and subsequent the Title V FINAL permit, in accordance with the conditions of the Title V DRAFT Permit, unless a response received in accordance with the following procedures results in a different decision or significant change of term or conditions.

The Permitting authority will accept written comments concerning the proposed Title V 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 Regulations, 2600 Blair, Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400.

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 Permit and acquire, if applicable, another Public Notice.

The permitting authority will issue the permit unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Media-

tion under Section 120.573, 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 must be filed within 14 (fourteen) days of publication of the public notice within 14 (fourteen) days of receipt of the notice of intent, whichever occurs first. A petitioner must mail a copy 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 persons right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S. or to intervene in this proceedings and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer the filing of a motion in compliance with the Rule 28-5.207 of the Florida Administrative Code.

A petition must contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;
- (c) A statement of how each petitioners substantial interests are affected by the permitting action or proposed action.
- (d) A state of the material facts disputed by the petitioner, if any;
- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action or proposed action;
- (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent. Because the administrative hearing process is designed to formulate final agency action, the filing of petition means that the permitting authority's final action may be different from the petition taken

by it in this notice of intent. Persons whose substantial interested will be affected by any such final decision of the permitting authority to the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

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 24 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 demonstrated to the Administrator of the EPA does not stay the effective 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 the EPA at 401 M. Street, SW, Washington, D.C. 20460/

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00p.m., Monday through Friday, except legal holidays, at:

Permitting Authority
Department of Environmental
Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite
4
Tallahassee, Florida 32301
Telephone: 850/488-1344
Fax: 850/922-6979
Affected District
FDEP South Florida District Office
2295 Victoria Avenue, Suite
364
Fort Myers, Florida 33901
Telephone 941/332-6975
Fax 941/332-6969
FDEP South Florida District
Branch Office
2796 Overseas Highway, Suite
221
Marathon, Florida 33050
Telephone 305/289-2310
Fax 305/289-2314.

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 Scott M. Sheplak, P.E., at the above address, or call 850/488-1344, for additional information.
October 25, 1998.