



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

June 21, 2007

Sent by Electronic Mail - Received Receipt Requested

Edward.Garcia@keysenergy.com

Mr. Edward Garcia
Environmental/Safety Officer
Stock Island Power Plant
Keys Energy Services
1001 James Street
P.O. Box 6100
Key West, Florida 33041-6100

Re: 0870003-007-AC, Permit Modification (Extension)
GE LM 6000 PC SPRINT Simple Cycle Combustion Turbine

Dear Mr. Garcia:

The Department has received your request dated June 1, 2007, to extend the expiration date of the above construction permit. The expiration date is hereby affirmatively extended

from: July 31, 2007
to: November 31, 2007.

This action will allow continued operation under this permit pending issuance of the Title V air operation permit revision to include this new unit. The application to revise the Title V permit to include this new unit was submitted on April 27, 2007.

A copy of this permit modification shall be filed with the referenced permit and shall become part of the permit.

The Department's proposed agency action shall become final unless a timely petition for an administrative determination (hearing) is filed under sections 120.569 and 120.57, Florida Statutes (F.S.), before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57, 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 at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3), F.S., must be

Re: 0870003-007-AC, Permit Modification (Extension)
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this notice of intent, whichever occurs first. Under section 120.60(3), however, any person who asked the Department 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 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 (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department'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 interests will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (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; including an explanation of how the alleged facts relate to the specific rules or statutes; 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 Department'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 Department's final action may be different from the position taken by it in this permit modification. Persons whose substantial interests will be affected by any such final decision of the Department 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 in this proceeding.

This permitting decision is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition pursuant to Rule 62-110.106, F.A.C., and the petition conforms to the content requirements of Rules 28-106.201 and 28-106.301, F.A.C. Upon timely filing of a petition or a request for extension of time, this order will not be effective until further order of the Department.

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Any party to this permitting modification (order) has the right to seek judicial review of it under section 120.68 of the Florida Statutes, by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.



Trina L. Vielhauer, Chief
Bureau of Air Regulation

TLV/sms

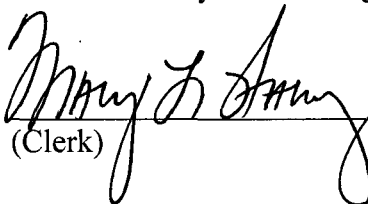
CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Permit Modification and all copies were sent electronically (with Received Receipt) before the close of business on 6/21/07 to the persons listed below:

A. J. Satyal, DEP SD, ajaya.satyal@dep.state.fl.us

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED,
on this date, pursuant to §120.52, Florida Statutes,
with the designated Department Clerk, receipt of
which is hereby acknowledged.



(Clerk)

6/21/07
(Date)



RECEIVED

JUN 06 2007

BUREAU OF AIR REGULATION

(305) 295-1000
1001 James Street
PO Box 6100
Key West, FL 33041-6100
www.KeysEnergy.com

UTILITY BOARD OF THE CITY OF KEY WEST

June 1, 2007

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Al Linero
Program Administrator
South Permitting Section
Florida Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Re: Request for Air Construction Permit Extension

Dear Mr. Linero:

Keys Energy Services located in Key West, FL is requesting an extension on our current Air Construction Permit # 0870003-007-AC for Combustion Turbine #4 since our current permit is due to expire on July 31, 2007. Keys Energy submitted the Title V Permit Application back in April 27, 2007 and is currently waiting for the Title V Permit issuance from Department of Environmental Protection.

We are requesting your consideration on this matter concerning Combustion Turbine # 4 located at our facility in Stock Island.

If you have any questions, please do not hesitate to contact me at 305-295-1134.

Sincerely,

A handwritten signature in black ink, appearing to read "Edward Garcia".

Edward Garcia
Environmental/Safety Officer
Edward.Garcia@keysenergy.com

C:
L. Tejada, General Manager & CEO
J. Wetzler, Asst. Gen Manager & CFO
D. Cassel, Director of Generation
S. Greager, Director of Management Services
S. Schumann, FMPA
B. Nevens, DEP
B. Nelson, RW Beck
D. Tremor, Rose, Sundstrom & Bentley
File: SOF-110



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JUN 06 2007

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File: SOF-110

PERMITTEE:

Keys Energy Services
1001 James Street
Key West, Florida 33401-6100

ARMS Permit No. 0870003-007-AC
PSD Permit No. PSD-FL-348
SIC No. 4911
Expires: July 31, 2007

Authorized Representative:
Daniel Cassel
Director of Generation

PROJECT AND LOCATION

This permit is issued pursuant to the requirements for the Prevention of Significant Deterioration of Air Quality. The proposed project authorizes the installation of one nominal 48 megawatts, fuel oil-fired, simple cycle combustion turbine-electrical generator. This project additionally authorizes the installation of a nominal 1,000,000 gallon fuel oil storage tank and an additional water tank.

The project will be located at the Stock Island Power Plant near Key West, Monroe County. The physical address of the facility is 6900 Front Street, Stock Island. UTM coordinates for this facility are Zone 17; 425.65 km E; 2716.67 km N.

STATEMENT OF BASIS

This air pollution construction permit is issued under the provisions of Chapter 403 of the Florida Statutes (F.S.), and Chapters 62-4, 62-204, 62-210, 62-212, 62-296, and 62-297 of the Florida Administrative Code (F.A.C.) and 40 CFR 52.21. The permittee is authorized to install the proposed equipment in accordance with the conditions of this permit and as described in the application, approved drawings, plans, and other documents on file with the Department.

APPENDICES

The following Appendices are attached as part of this permit.

- Appendix BD Best Available Control Technology (BACT) Determination
- Appendix GC General Conditions

Michael G. Cooke, Director
Division of Air Resource Management

Date: