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DIVISION OF AIR
RESOURCE MANAGEMENT

NEW HOPE POWER COMPANY
One North Clematis Street, Suite 200
West Palm Beach, Florida 33401

William F. Tarr
Telephone: 561-366-5157
Telecopier: 561-651-1280

Reply by mail to:
Post Office Box 3435
West Palm Beach, Florida 33402

July 2, 2012

VIA FEDERAL EXPRESS

Mr. David Lyle Read
Engineering Specialist III
Chemicals & Combustion Group
Permitting & Compliance Section
Division of Air Resource Management
Department of Environmental Protection
Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399

Re: Project No.: 0990332-020-AC (PSD-FL-196Q)
Public Notice of Intent to Issue Air Permit
Proof of Publication

Dear Mr. Read:

Enclosed is the original Proof of Publication of the Public Notice of Intent to Issue Air Permit, which was published in The Palm Beach Post on June 29, 2012.

If you have any questions, please feel free to give me a call. With kind regards, I remain,

Yours very truly,



William F. Tarr
Vice President

/jcd
Enclosure
Copy w/encl. to: Matt Capone
Micah Leis


THE PALM BEACH POST
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Ellen Sanita**, who on oath says that she is **Call Center Revenue Manager** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter **DEP File #0990332-020-AC (PSD-FL-196Q)** was published in said newspaper in the issues of **June 29, 2012**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/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. Also published in Martin and St. Lucie Counties.

Sworn to and subscribed before 29th day of June, A.D. 2012.
Who is personally known to me.

NOTARY PUBLIC-STATE OF FLORIDA
 Karen M. McLinton
Commission # DD832672
Expires: NOV. 15, 2012
BONDED THRU ATLANTIC BONDING CO., INC.

NO. 6787573
PUBLIC NOTICE OF INTENT TO
ISSUE AIR PERMIT
Florida Department of
Environmental Protection (Department)
Division of Air Resource Management,
Office of Permitting and Compliance
DEP File No. 0990332-020-AC
(PSD-FL-196Q)
New Hope Power Company
Okeelanta Cogeneration Plant
Palm Beach County, Florida
Applicant: The applicant for this project is the New Hope Power Company (NHPC). The applicant's authorized representative and mailing address is: Mr. Jose Gonzalez, New Hope Power Company, Okeelanta Cogeneration Plant, Post Office Box 9, South Bay, Florida 33493.
Facility Location: The facility consists of two adjacent plants. The Okeelanta Corporation operates a sugar mill and sugar refinery including packaging and transshipment activities. New Hope Power Company operates a 140-megawatt cogeneration plant that provides process steam for the sugar mill/refinery and generates electricity for sale to the power grid. The facility is located off U.S. Highway 27 South, approximately six miles south of South Bay in Palm Beach County, Florida.
Project: Currently each cogeneration boiler (A, B and C) has an activated carbon injection (ACI) system to reduce mercury emissions; however, operation of the ACI system has not been necessary to comply with the current mercury emission standard. Therefore, this permit modification allows the plant to remove the ACI system provided that compliance with the mercury emission standard is demonstrated; otherwise, an ACI system (or equivalent) must be reinstalled.
The details of the project are provided in the Technical Evaluation and Preliminary Determination document that can be accessed by entering 0990332-020-AC in the permit number field at the following web link: <http://www.dep.state.fl.us/air/emission/apds/default.asp>
Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210 and 62-212 of the F.A.C. The proposed project is not exempt from air permitting requirements and an air permit is required to perform the proposed work. The Permitting Authority responsible for making a permit determination for this project is the Office of Permitting and Compliance in the Department of Environmental Protection's Division of Air Resource Management. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's phone number is 850-717-9000.
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 Technical Evaluation and Preliminary Determination, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address and phone number listed above.
Notice of Intent to Issue Air Permit: The Permitting Authority gives notice of its intent to issue an air permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of the proposed equipment will not adversely impact air quality and that the project will comply with all applicable provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a Final Permit in accordance with the conditions of the proposed Draft Permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.
Comments: The Permitting Authority will accept written comments concerning the proposed Draft Permit for a period of 14 days from the date of publication of the Public Notice. Written comments must be received by the Permitting Authority by close of business (5:00 p.m.) on or before the end of this 14-day period. If timely received comments 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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2241; Fax: 850/245-2303). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 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 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 (in a proceeding initiated by another party) 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 interests will be affected by the agency determination; (c) A statement of when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact; (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 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 to Issue Air Permit. 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 in this proceeding.

PUB: The Palm Beach Post
June 29, 2012