



# Department of Environmental Protection

Lawton Chiles  
Governor

Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

Virginia B. Wetherell  
Secretary

SEP 22 1995

## NOTICE OF PERMIT AMENDMENT

### CERTIFIED MAIL

*Refer to DEP-FI-166A*

Ms. Farzie Shelton, Environmental Coordinator  
City of Lakeland, Dept. of Electric and Water Utilities  
501 East Lemon St.  
Lakeland, FL 33801-5050

Dear Ms. Shelton:

Re: Larsen Unit 8 - Combined Cycle Gas Turbine  
Air Pollution Permit No. A053-219296  
DEP Processing No. 273307

On June 29, 1995 the Department received your request to amend the above-referenced permit. The Department hereby amends the above listed permit as follows:

### CHANGE VALUES IN THE TABLE IN SPECIFIC CONDITION 5 FROM:

<u>Pollutant</u>	<u>Tons/year</u>	
	<u>Gas</u>	<u>Oil</u>
SO <sub>2</sub>	2.6	307
S. Acid Mist	-	0.0032

### CHANGE VALUES IN THE TABLE IN SPECIFIC CONDITION 5 TO:

<u>Pollutant</u>	<u>Tons/year</u>	
	<u>Gas</u>	<u>Oil</u>
SO <sub>2</sub>	8.6	307
S. Acid Mist	-	9.13

A person whose substantial interests are affected by this permit amendment may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of receipt of this permit amendment. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, Florida Statutes.

DEP ROUTING AND TRANSMITTAL SLIP	
TO: (NAME, OFFICE, LOCATION) 1. <u>Martin Costello</u> 2. <u>Tallahassee - DEP</u>	3. <u>MS 5505</u> 4. _____ 5. _____
PLEASE PREPARE REPLY FOR:  <input type="checkbox"/> SECRETARY'S SIGNATURE <input type="checkbox"/> DIV/DIST DIR SIGNATURE <input type="checkbox"/> MY SIGNATURE <input type="checkbox"/> YOUR SIGNATURE <input type="checkbox"/> DUE DATE _____	COMMENTS:  <div style="text-align: center; font-size: 1.2em; font-weight: bold;">             RECEIVED              SEP 25 1995              Bureau of              Air Regulation           </div>
ACTION/DISPOSITION  <input type="checkbox"/> DISCUSS WITH ME <input type="checkbox"/> COMMENTS/ADVISE <input type="checkbox"/> REVIEW AND RETURN <input type="checkbox"/> SET UP MEETING <input type="checkbox"/> FOR YOUR INFORMATION <input type="checkbox"/> HANDLE APPROPRIATELY <input type="checkbox"/> INITIAL AND FORWARD <input type="checkbox"/> SHARE WITH STAFF <input type="checkbox"/> FOR YOUR FILES	
FROM: <u>Jerry Kissel</u> DATE: <u>SEP 22 1995</u> PHONE: _____	

The Petition shall contain the following information;

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department 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 Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and
- (g) A statement of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this permit amendment. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28-5.207, F.A.C.

This permit amendment 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 and conforms to Rule 17-103.070, F.A.C. Upon timely filing of a petition or a request for an extension of time this permit amendment will not be effective until further Order of the Department.

When the Order (Permit Amendment) is final, any party to the Order has the right to seek judicial review of the Order pursuant to Section 120.68, Florida Statutes, by the filing of a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate procedure, with the Clerk of the Department in the Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400; 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 of Appeal must be filed within 30 days from the date the Final Order is filed with the Clerk of the Department.

This letter must be attached to and becomes a part of Permit No. AO53-219296. If you have any questions, please call Mr. Gerald Kissel of my staff at (813)744-6100 extension 107.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



William C. Thomas, P.E.  
District Air Program Administrator

cc: M. Costello, DEP

CERTIFICATE OF SERVICE

This is to certify that this NOTICE OF PERMIT AMENDMENT and all copies were mailed by certified mail before the close of business on SEP 22 1995 to the listed persons.

Clerk Stamp

FILING AND ACKNOWLEDGEMENT FILED,  
on this date, pursuant to Section  
120.52(11), Florida Statutes, with  
the designated Department Clerk,  
receipt of which is hereby acknowledged.

  
(Clerk)

SEP 22 1995  
(Date)