



**LAKELAND
ELECTRIC & WATER**

Excellence Is Our Goal, Service Is Our Job

March 23, 1998

U.S. Environmental Protection Agency
Acid Rain Program (6204J)
401 M Street S W
Washington, D.C. 20460

RECEIVED

MAR 23 1998

BUREAU OF
AIR REGULATION

Attention: Ms. Mary Shellabarger

Dear Ms. Shellabarger:

Re: Revised Certificate of Representation for C.D McIntosh Jr.
ORIS Code 676

Pursuant to our telephone discussion this morning, we are submitting for your review a revised Certificate of Representation for the above referenced facility. A revision to our original certificate has become necessary due to our intention to construct a new combustion turbine, ID # 5 (Unit No. 5), at our McIntosh Power Plant.

Therefore, enclosed you will find a completed Form OMB No. 2060-0221 signed and dated by our Designated Representative and Alternate Designated Representative for this facility. We have submitted a Phase II Permit Application in respect of Unit No. 5 to the Florida Department of Environmental Protection and would endeavor to furnish them with a copy of this Certification.

If you should have any questions or need further information, please contact me at (941) 499-6603 or E-Mail "fshel@city.lakeland.net".

Sincerely,

Farzie Shelton, chE., REM
Manager of Environmental Licensing & Permitting

Enclosure

cc: Mr. Scott Sheplak P.E.
Title V Administrator
Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

cc: Ed Sec
Tom Casio

Certificate of Representation

For more information, see instructions and refer to 40 CFR 72.24

This submission is: New Revised X

This submission includes combustion or process sources under 40 CFR part 74

STEP 1

Identify the source by plant name, State, and,

Plant Name	C. D. McIntosh Jr.	State	FL	ORIS Code	676
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STEP 2

Enter requested information for the

Name	Ronald W. Tomlin, Assistant Managing Director				
Address	Lakeland Electric & Water Utilities 501 East Lemon Street Lakeland, Florida 33801-5050				
Phone Number	(941) 499-8474	Fax Number	(941) 499-6373		

STEP 3

Enter requested information for the

Name	Timothy C. Bates, Power Production Manager				
Address	C. D. McIntosh Power Plant 3030 East Lake Parker Drive Lakeland, Florida 33805-9513				
Phone Number	(941) 499-6601	Fax Number	(941) 603-6335		

STEP 4

Complete Step 5, read the certifications, and sign and date. For a designated representative of a combustion or process source under 40 CFR part 74, the references in the certifications to "affected unit" or "affected units" also apply to the combustion or process source under 40 CFR part 74 and the references to "affected source" also apply to the source at which the combustion or process source is located.

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the designated representative or alternate designated representative, as applicable, for the affected source and each affected unit at the source identified in this certificate of representation, daily for a period of one week in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

Plant Name (from Step 1) **C. D. McIntosh Jr.**

The agreement by which I was selected as the alternate designated representative, if applicable, includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

<i>Thomas W. Tomlin</i> Signature (designated representative)	3-23-98 Date
<i>Simothy C Bates</i> Signature (alternate designated representative)	3-24-98 Date

STEP 5
Provide the name of every owner and operator of the source and each affected unit (or combustion or process source) at the source. Identify the units they own and/or operate by boiler ID# from NADB, if applicable. For owners only, identify each state or local utility regulatory authority with ratemaking jurisdiction over each owner, if applicable.

Name City of Lakeland					~ Owner X	~ Operator X
ID# 1	ID# 2	ID# 3	ID# 5	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#
Regulatory Authorities State of Florida Department of Environmental Protection						

Name					~ Owner	~ Operator
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#
Regulatory Authorities						



Mr. Scott Sheplak P.E.
Title V Administrator
Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

RECEIVED

MAR 10 1998

**BUREAU OF
AIR REGULATION**

March 9, 1998

**RE: ACID RAIN TITLE IV PHASE II PERMIT APPLICATION
FOR LAKELAND ELECTRIC & WATER UTILITIES -
MCINTOSH POWER PLANT; UNIT NO. 5**

Dear Mr. Sheplak:

The City of Lakeland Department of Electric & Water Utilities intends to construct a simple cycle combustion turbine (Unit No. 5) at its McIntosh Power Plant. Accordingly, in compliance with 40 CFR Part 72 and Rule 62-210 F.A.C. we are submitting a completed form 62-210.900(1)(a) and three copies for your review.

With this submittal we are hoping to have satisfied all the requirements of Acid Rain Phase II Permit Application for new unit construction.

If you should have any questions, please do not hesitate to contact me at (941) 499-6603.

Sincerely

Farzie Shelton (Ms)
Manager of Environmental Licensing & Permitting

Enc.

Phase II Permit Application

For more information, see instructions and refer to 40 CFR 72.30 and 72.31 and Chapter 62-214, F.A.C.

This submission is: New Revised

STEP 1

Identify the source by plant name, State, and ORIS code from NADB

C. D. McIntosh, Jr. Plant Name	FL State	676 ORIS Code
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STEP 2 Enter the boiler ID# from NADB for each affected unit and indicate whether a repowering plan is being submitted for the unit by entering "yes" or "no" at column c. For new units, enter the requested information in columns d and e.

a Boiler ID#	Compliance Plan b	c Unit will hold allowances in accordance with 40 CFR 72.9(c)(1) Repowering Plan	d New Units Commence Operation Date	e New Units Monitor Certification Deadline
5	Yes	No	1/1/99	3/1/99
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3

Check the box if the response in column c of Step 2 is "Yes for any unit

For each unit that will be repowered, the Repowering Extension Plan form is included and the Repowering Technology Petition form has been submitted or will be submitted by June 1, 1997.

source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with Rule 62-214.350, F.A.C.; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new

Plant Name (from Step 1)

Recordkeeping and Reporting Requirements (cont)

certificate of representation changing the designated representative;

- (ii) All emissions monitoring information, in accordance with 40 CFR part 75;
- (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,
- (iv) Copies of all documents used to complete an Acid Rain part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.

(2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each Acid Rain source and each Acid Rain unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an Acid Rain source (including a provision applicable to the designated representative of an Acid Rain source) shall also apply to the owners and operators of such source and of the Acid Rain units at the source.
- (6) Any provision of the Acid Rain Program that applies to an Acid Rain unit (including a provision applicable to the designated representative of an Acid Rain unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one Acid Rain unit shall not be liable for any violation by any other Acid Rain unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 75, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities. No provision of the Acid Rain Program, an Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an Acid Rain source or Acid Rain unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
- (2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name

Timothy C. Bates, Power Production Manager

Signature <i>Timothy C Bates</i>	Date <i>3/9/98</i>
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STEP 5 (optional)
Enter the source AIRS
and FINDS identification

AIRS
FINDS

Phase II Permit Application

For more information, see instructions and refer to 40 CFR 72.30 and 72.31 and Chapter 62-214, F.A.C.

This submission is: New Revised

STEP 1

Identify the source by plant name, State, and ORIS code from NADB

C. D. McIntosh, Jr. Plant Name	FL State	676 ORIS Code
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STEP 2 Enter the boiler ID# from NADB for each affected unit and indicate whether a repowering plan is being submitted for the unit by entering "yes" or "no" at column c. For new units, enter the requested information in columns d and e.

a Boiler ID#	Compliance Plan b	c Unit will hold allowances in accordance with 40 CFR 72.9(c)(1) Repowering Plan	d New Units Commence Operation Date	e New Units Monitor Certification Deadline
5	Yes	No	1/1/99	3/1/99
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3

Check the box if the response in column c of Step 2 is "Yes for any unit

For each unit that will be repowered, the Repowering Extension Plan form is included and the Repowering Technology Petition form has been submitted or will be submitted by June 1, 1997.

source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with Rule 62-214.350, F.A.C.; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new

Plant Name (from Step 1)

Recordkeeping and Reporting Requirements (cont)

certificate of representation changing the designated representative;

- (ii) All emissions monitoring information, in accordance with 40 CFR part 75;
- (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,
- (iv) Copies of all documents used to complete an Acid Rain part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.

(2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
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- (7) Each violation of a provision of 40 CFR parts 72, 73, 75, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

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- (2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name

Timothy C. Bates, Power Production Manager

Signature <i>Timothy C Bates</i>	Date <i>3/9/98</i>
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STEP 5 (optional)
Enter the source AIRS
and FINDS identification

AIRS
FINDS

Phase II Permit Application

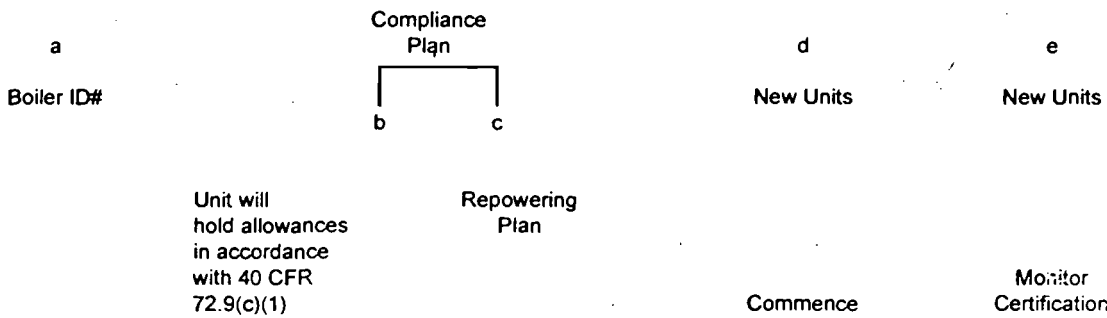
For more information, see instructions and refer to 40 CFR 72.30 and 72.31 and Chapter 62-214, F.A.C.

This submission is: New Revised

STEP 1
Identify the source by plant name, State, and ORIS code from NADB

C. D. McIntosh, Jr. Plant Name	FL State	676 ORIS Code
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STEP 2 Enter the boiler ID# from NADB for each affected unit and indicate whether a repowering plan is being submitted for the unit by entering "yes" or "no" at column c. For new units, enter the requested information in columns d and e.



a Boiler ID#	b Unit will hold allowances in accordance with 40 CFR 72.9(c)(1)	c Repowering Plan	d Commence Operation Date	e Monitor Certification Deadline
5	Yes	No	1/1/99	3/1/99
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3
Check the box if the response in column c of Step 2 is "Yes for any unit

For each unit that will be repowered, the Repowering Extension Plan form is included and the Repowering Technology Petition form has been submitted or will be submitted by June 1, 1997.

source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with Rule 62-214.350, F.A.C.; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new

Plant Name (from Step 1)

Recordkeeping and Reporting Requirements (cont)

certificate of representation changing the designated representative;

(ii) All emissions monitoring information, in accordance with 40 CFR part 75;

(iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,

(iv) Copies of all documents used to complete an Acid Rain part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.

(2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

(1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.

(2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.

(3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.

(4) Each Acid Rain source and each Acid Rain unit shall meet the requirements of the Acid Rain Program.

(5) Any provision of the Acid Rain Program that applies to an Acid Rain source (including a provision applicable to the designated representative of an Acid Rain source) shall also apply to the owners and operators of such source and of the Acid Rain units at the source.

(6) Any provision of the Acid Rain Program that applies to an Acid Rain unit (including a provision applicable to the designated representative of an Acid Rain unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one Acid Rain unit shall not be liable for any violation by any other Acid Rain unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.

(7) Each violation of a provision of 40 CFR parts 72, 73, 75, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

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(1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an Acid Rain source or Acid Rain unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;

(2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;

(3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;

(4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,

(5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name

Timothy C. Bates, Power Production Manager

Signature <i>Timothy C Bates</i>	Date <i>3/9/98</i>
----------------------------------	--------------------

STEP 5 (optional)
Enter the source AIRS
and FINDS identification

AIRS
FINDS



Certificate of Representation

For more information, see instructions and refer to 40 CFR 72.24

This submission is: New Revised

STEP 1
Identify the source by
plant name, State, and
ORIS code from NADB

Plant Name	Larsen Memorial	State	FL	ORIS Code	675
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STEP 2
Enter requested
information for the
designated
representative

Name	Ronald W. Tomlin, Assistant Managing Director				
Address	Lakeland Electric & Water Utilities 501 East Lemon Street Lakeland, Florida 33801-5050				
Phone Number	813/499-8474	Fax Number	813/499-6362		

STEP 3
Enter requested
information for the
alternate designated
representative
(optional)

Name	Charles D. Garing, Plant Manager				
Address	Larsen Memorial Power Plant 2002 East Highway 92 Lakeland, Florida 33801-2444				
Phone Number	813/499-8188	Fax Number	813/499-8183		

STEP 4
Complete Step 5, read
the certifications and
sign and date

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the designated representative or alternate designated representative, as applicable for the affected source and each affected unit at the source identified in this certificate of representation, daily for a period of one week in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

The agreement by which I was selected as the alternate designated representative includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.



Certificate of Representation

For more information, see instructions and refer to 40 CFR 72.24

This submission is: New Revised

STEP 1
Identify the source by plant name, State, and ORIS code from NADB

Plant Name	C. D. McIntosh Jr.	State	FL	ORIS Code	676
------------	--------------------	-------	----	-----------	-----

STEP 2
Enter requested information for the designated representative

Name	Ronald W. Tomlin, Assistant Managing Director				
Address	Lakeland Electric & Water Utilities 501 East Lemon Street Lakeland, Florida 33801-5050				
Phone Number	813/499-8474	Fax Number	813/499-6362		

STEP 3
Enter requested information for the alternate designated representative (optional)

Name	Timothy C. Bates, Plant Manager				
Address	C. D. McIntosh Power Plant 3030 East Lake Parker Drive Lakeland, Florida 33805-9513				
Phone Number	813/499-6601	Fax Number	813/499-6688		

STEP 4
Complete Step 5, read the certifications and sign and date

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the designated representative or alternate designated representative, as applicable for the affected source and each affected unit at the source identified in this certificate of representation, daily for a period of one week in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

The agreement by which I was selected as the alternate designated representative includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

Phase II Permit Application

For more information, see instructions and refer to 40 CFR 72.30 and 72.31 and Chapter 62-214, F.A.C.

This submission is: New Revised

STEP 1
Identify the source by plant name, State, and ORIS code from NADB

Larsen Memorial Power Plant, FL, 675

STEP 2
Enter the boiler ID# from NADB for each affected unit, and indicate whether a repowering plan is being submitted for the unit by entering "yes" or "no" at column c. For new units, enter the requested information in columns d and e

Compliance Plan				
a	b	c	d	e
Boiler ID#	Unit Will Hold Allowances in Accordance with 40 CFR 72.9(c)(1)	Repowering Plan	New Units Commence Operation Date	New Units Monitor Certification Deadline
7	Yes	No		
8	Yes	No	11/92	1/1/96
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3
Check the box if the response in column c of Step 2 is "Yes" for any unit

For each unit that will be repowered, the Repowering Extension Plan form is included and the Repowering Technology Petition form has been submitted or will be submitted by June 1, 1997.

Plant Name (from Step 1)
Larsen Memorial Power Plant

Recordkeeping and Reporting Requirements (cont.)

- (iv) Copies of all documents used to complete an Acid Rain part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.
- (2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

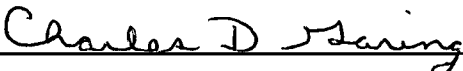
- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each Acid Rain source and each Acid Rain unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an Acid Rain source (including a provision applicable to the designated representative of an Acid Rain source) shall also apply to the owners and operators of such source and of the Acid Rain units at the source.
- (6) Any provision of the Acid Rain Program that applies to an Acid Rain unit (including a provision applicable to the designated representative of an Acid Rain unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one Acid Rain unit shall not be liable for any violation by any other Acid Rain unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 75, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

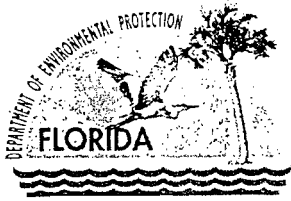
Effect on Other Authorities. No provision of the Acid Rain Program, an Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an Acid Rain source or Acid Rain unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
- (2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name Charles D. Garing, Plant Manager	
Signature 	Date 12/20/95



Barbara

Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

April 3, 1998

CERTIFIED MAIL - Return Receipt Requested

Ms. Farzie Shelton
Manager of Environmental Licensing & Permitting
Lakeland Electric & Water
501 East Lemon Street
Lakeland, FL 33801-5050

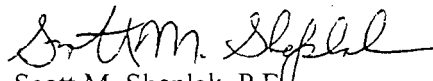
Dear Ms. Shelton:

Re: Acid Rain Phase II Permit Application for Unit No. 5 of the McIntosh Power Plant

Thank you for your recent submission for the referenced facility under the Acid Rain Program. However, we must deem your application incomplete, because page 2 was missing from the application, and we need a copy of the U.S.EPA approved Certificate of Representation, signed by the unit's Designated Representative, for our files. Please forward these documents as soon as possible.

If you have any questions, please contact Tom Cascio at 850/921-9526.

Sincerely,


Scott M. Sheplak, P.E.
Administrator
Title V Program

cc: Jenny Jachim, U.S.EPA, Region 4



**LAKELAND
ELECTRIC & WATER**

Excellence Is Our Goal, Service Is Our Job

March 23, 1998

U.S. Environmental Protection Agency
Acid Rain Program (6204J)
401 M Street S W
Washington, D.C. 20460

RECEIVED

MAR 23 1998

BUREAU OF
AIR REGULATION

Attention: Ms. Mary Shellabarger

Dear Ms. Shellabarger:

**Re: Revised Certificate of Representation for C.D McIntosh Jr.
ORIS Code 676**

Pursuant to our telephone discussion this morning, we are submitting for your review a revised Certificate of Representation for the above referenced facility. A revision to our original certificate has become necessary due to our intention to construct a new combustion turbine, ID # 5 (Unit No. 5), at our McIntosh Power Plant.

Therefore, enclosed you will find a completed Form OMB No. 2060-0221 signed and dated by our Designated Representative and Alternate Designated Representative for this facility. We have submitted a Phase II Permit Application in respect of Unit No. 5 to the Florida Department of Environmental Protection and would endeavor to furnish them with a copy of this Certification.

If you should have any questions or need further information, please contact me at (941) 499-6603 or E-Mail "fshel@city.lakeland.net".

Sincerely

Farzie Shelton, chE., REM
Manager of Environmental Licensing & Permitting

Enclosure

cc: Mr. Scott Sheplak P.E.
Title V Administrator
Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

3/27/98 cc: Ed Svec

City of Lakeland • Department of Electric & Water Utilities

501 East Lemon Street • Lakeland, FL 33801-5050 • (813) 499-6300 • Fax 499-6344 • Message System 499-6592

Certificate of Representation

For more information, see instructions and refer to 40 CFR 72.24

This submission is: ~ New ~ Revised

This submission includes combustion or process sources under 40 CFR part 74 ~

STEP 1

Identify the source by plant name, State, and,

Plant Name	C. D. McIntosh Jr.	State	FL	ORIS Code	676
------------	---------------------------	-------	-----------	-----------	------------

STEP 2

Enter requested information for the

Name	Ronald W. Tomlin, Assistant Managing Director				
Address	Lakeland Electric & Water Utilities 501 East Lemon Street Lakeland, Florida 33801-5050				
Phone Number	(941) 499-8474	Fax Number	(941) 499-6373		

STEP 3

Enter requested information for the

Name	Timothy C. Bates, Power Production Manager				
Address	C. D. McIntosh Power Plant 3030 East Lake Parker Drive Lakeland, Florida 33805-9513				
Phone Number	(941) 499-6601	Fax Number	(941) 603-6335		

STEP 4

Complete Step 5, read the certifications, and sign and date. For a designated representative of a combustion or process source under 40 CFR part 74, the references in the certifications to "affected unit" or "affected units" also apply to the combustion or process source under 40 CFR part 74 and the references to "affected source" also apply to the source at which the combustion or process source is located.

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the designated representative or alternate designated representative, as applicable, for the affected source and each affected unit at the source identified in this certificate of representation, daily for a period of one week in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

Plant Name (from Step 1) **C. D. McIntosh Jr.**

The agreement by which I was selected as the alternate designated representative, if applicable, includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

<i>Ronaeo W. Tomlin</i> Signature (designated representative)	3-23-98 Date
<i>Simothy C Bates</i> Signature (alternate designated representative)	3-24-98 Date

STEP 5
Provide the name of every owner and operator of the source and each affected unit (or combustion or process source) at the source. Identify the units they own and/or operate by boiler ID# from NADB, if applicable. For owners only, identify each state or local utility regulatory authority with ratemaking jurisdiction over each owner, if applicable.

Name City of Lakeland					~ Owner X	~ Operator X
ID# 1	ID# 2	ID# 3	ID# 5	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#
Regulatory Authorities State of Florida Department of Environmental Protection						

Name					~ Owner	~ Operator
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#
Regulatory Authorities						

Section IV. This section is the Acid Rain Part.

Acid Rain Part, Phase II

Operated by: City of Lakeland

ORIS code: 676

Effective:

The emissions units listed below are regulated under Acid Rain Part, Phase II.

E.U.

<u>ID No.</u>	<u>Description</u>
01	Boiler
02	Boiler
03	Boiler

1. The Acid Rain Part application submitted for this facility, as approved by the Department, is a part of this permit. The owners and operators of these acid rain units must comply with the standard requirements and special provisions set forth in the application listed below:

- a. DEP Form No. 62-210.900(1)(a), dated 07/01/95.

[Chapter 62-213, F.A.C. and Rule 62-214.320, F.A.C.]

2. Sulfur dioxide (SO₂) allowance allocations and nitrogen oxide (NO_x) requirements for each Acid Rain unit:

	Year	2000	2001	2002	2003
ID No. 01 1	SO₂ allowances, under Table 2, 3, or 4 of 40 CFR 73	897*	897*		
	NO_x limit	**	**		
ID No. 02 2	SO₂ allowances, under Table 2, 3, or 4 of 40 CFR 73	1019*	1019*		
	NO_x limit	**	**		
ID No. 03 3	SO₂ allowances, under Table 2, 3, or 4 of 40 CFR 73	8948*	8948*		
	NO_x limit	**	**		

*The number of allowances held by an Acid Rain source in a unit account may differ from the number allocated by the USEPA under Table 2, 3, or 4 of 40 CFR 73.

**By January 1, 1999, this Part will be reopened to add NOx requirements in accordance with the regulations implementing section 407 of the Clean Air Act.

3. Comments, notes, and justifications: None.

Section V. Attachments and relevant documents.

Acid Rain Application/Compliance Plan received 12/18/95.



Department of Environmental Protection

Lawton Chiles
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

January 17, 1996

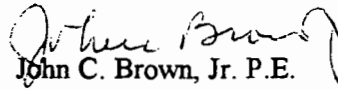
Mr. Timothy C. Bates
Plant Manager
Department of Electric and Water Utilities
501 East Lemon Street
Lakeland, Florida 33801-5050

Dear Mr. Bates:

The Department has found the Acid Rain Part Application(s) for the attached facility(ies) complete, and has forwarded this information to USEPA Region 4 in Atlanta, Georgia.

If you have any questions, please write to Tom Cascio or me at the letterhead address, or call (904) 488-1344.

Sincerely,


John C. Brown, Jr. P.E.
Section Administrator
Title V Program

JCB/tc/ms

Attachment

STATE OF FLORIDA ACID RAIN FACILITIES

1/10/96

CITY OF LAKELAND	C. D. MCINTOSH, JR. (676)	0105004	40TPA530004	II	1, 2, 3	12/18/95
CITY OF LAKELAND	LARSEN MEMORIAL (675)	0105003	40TPA530003	II	7, **8, **9	12/26/95



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
100 ALABAMA STREET, S.W.
ATLANTA, GEORGIA 30303-3104

APR 07 1997

4APT-ARB

Mr. Ronald W. Tomlin
Designated Representative
City of Lakeland
Electric and Water Utilities
501 East Lemon Street
Lakeland, Florida 33801-5050

RECEIVED

APR 10 1997

BUREAU OF
AIR REGULATION

Dear Mr. Tomlin:

Enclosed you will find the draft Phase I Acid Rain permit issued by the U.S. Environmental Protection Agency on March 27, 1997, for the affected sources in your nitrogen oxides early election compliance plan. This permitting action will become final 40 days after a notice is published in the Federal Register or local newspaper, whichever is later, unless adverse comment is received within 30 days after publication. Notice of this permitting action is scheduled for publication on April 11, 1997.

Your cooperation has been appreciated. If you have any questions or comments, please contact Mr. Scott Davis of my staff at (404) 562-9127.

Sincerely,

A handwritten signature in cursive script that reads "R. Douglas Neeley".

R. Douglas Neeley

for Chief

Air and Radiation Technology Branch
Air, Pesticides and Toxics
Management Division

Enclosure

cc: Tom Cascio, Florida DEP



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
100 ALABAMA STREET, S.W.
ATLANTA, GEORGIA 30303-3104

PHASE I ACID RAIN PERMIT For NO_x Early Election

Issued to: C.D. McIntosh Power Plant
Operated by: City of Lakeland
Effective: January 1, 1997 through December 31, 1999

This page will be replaced to document new EPA actions each time a new action is taken by the Agency. This is the initial permitting action:

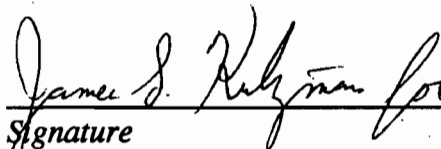
Summary of Previous Actions

None.

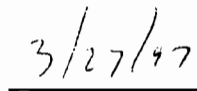
Present Action

1. Permit, including the NO_x early election compliance plan, issued as a direct final permit for Unit 3. This action will become final 40 days after notice in the Federal Register or local newspaper, whichever is later, unless adverse comment is received within 30 days after publication.

(See page 1)



Signature



Date

Winston A. Smith
Director, Air, Pesticides and Toxics Management Division
U.S. Environmental Protection Agency, Region 4
61 Forsyth Street, S.W.

Atlanta, Georgia 30303

Telephone: (404) 562-9077

Facsimile: (404) 562-9095



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
100 ALABAMA STREET, S.W.
ATLANTA, GEORGIA 30303-3104

PHASE I ACID RAIN PERMIT For NO_x Early Election

Issued to: C.D. McIntosh Power Plant
Operated by: City of Lakeland
Effective: January 1, 1997 through December 31, 1999

The Acid Rain Permit comprises the following:

1. The statement of basis containing:

Part A, with references to statutory and regulatory authorities, and comments, notes and justifications that apply to the source in general; and

Part B, for each Early Election unit at this source:

- a NO_x compliance plan; and,
- comments, notes and justifications regarding permit decisions and changes made to the permit application forms during the review process, and any additional requirements.

2. The permit application forms that this source submitted, as corrected by EPA. The owners and operators of the source must comply with the standard requirements and special provisions set forth in the application.

Statement of Basis. Part A

Page 2

Plant Name: C.D. McIntosh Power Plant
State: Florida
ORIS Code: 0676

Statutory and Regulatory Authorities. In accordance with Title IV of the Clean Air Act Amendments of 1990, the U. S. Environmental Protection Agency issues this permit pursuant to 40 CFR part 72, subparts E and F, and part 76.

For further information contact:

Scott Davis, Acid Rain Contact
U.S. EPA, Region 4
Air, Pesticides and Toxics Management Division
Telephone: (404) 562-9127
Facsimile: (404) 562-9095

Comments, notes and justifications that apply to the source in general:

None.

R. SCOTT DAVIS

Permit Reviewer



Signature

3/24/97

Date

Statement of Basis. Part B

Page 3

Plant Name: C.D. McIntosh Power Plant
State: Florida
ORIS Code: 0676
Boiler ID#: 3

NO_x Compliance Plan

EPA approves a nitrogen oxides early election plan for this unit for 1997-2007 under which this unit's annual average NO_x emission rate for each year, determined using the methods and procedures specified in 40 CFR part 75, shall not exceed the applicable emission limitation under 40 CFR 76.5(a), of 0.50 lbs/mmBtu for dry bottom wall-fired units. If this unit is in compliance with its applicable emission limitation for each year of the plan, then the unit shall not be subject to any revised NO_x emission limitation for Group 1 boilers that the Administrator may issue pursuant to section 407(b)(2) of the Act, until January 1, 2008.

Comments, notes and justifications regarding permit decisions, and changes made to the permit application forms during the review process:

None.

R. SCOTT DAVIS

Permit Reviewer



Signature

3/24/97

Date



Mr. John C Brown (MS5505)
Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

December 14, 1995

**RE: ACID RAIN TITLE IV PHASE II APPLICATION
FOR LAKELAND ELECTRIC & WATER UTILITIES**

Dear Mr. Brown:

In compliance with 40 CFR Part 72 and Rule 62-210 F.A.C. we are submitting completed form 62-210.900(1)(a) and three copies of each for our C.D. McIntosh and Larsen Power Plants.

Additionally, enclosed you will find a copy of **Certificate of Representation (OMB No. 2060-0221)** for each respective facility together with **Title IV Compliance Plan**.

With this submittal we are hoping to have satisfied all the requirements of Acid Rain Phase II Permit Application.

If you should have any questions, please do not hesitate to contact me at (941) 499-6603.

Sincerely

Farzie Shelton (Ms)
Environmental Division

Enc.



December 14, 1995

Lakeland Electric & water Utilities Title IV Compliance Plan

Lakeland Electric & Water utilities will hold sufficient SO₂ allowances to cover all SO₂ emissions for the generating units listed below. If it becomes apparent that Lakeland Electric & Water utilities will have insufficient SO₂ allowances, Lakeland Electric & Water Utilities will purchase additional allowances on the open market, or switch to lower sulfur content fuel in order to cover any shortfall.

PLANT NAME	BOILER ID	ORIS CODE
C.D. MCINTOSH.Jr,	1	676
	2	676
	3	676
LARSEN MEMORIAL	7	675
	8	675