



Farzie Shelton, chE; REM

Associate GM Technical Support

July 23, 2012

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JUL 27 2012

DIVISION OF AIR
RESOURCE MANAGEMENT

Mr. Martin Costello
Project Engineer
FL Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Re: Draft Air Construction Permit No. 1050004-032-AC
Implementing Regional Haze Requirements

Dear Mr. Costello:


The City of Lakeland (Lakeland) is in receipt of the above-referenced draft permit. Lakeland published notice of this draft on July 13, 2012, and offers the following comments:

1. Lakeland understands that the Department intends for this permit to become effective only after EPA approves these conditions as part of Florida's Regional Haze SIP. This intent is very important to Lakeland, and we request the following edits to clarify the conditional nature of this permit and the new conditions.
 - a. **Condition 7. Application for Title V Permit:** This permit imposes the restrictions shown below to the authorized fuels of the permitted emissions units. A Title V air operation permit is required for regular operation of the permitted emissions unit. An application to incorporate the conditions of this permit into the facility's Title V air operation permit shall be submitted within 180 days of the effective date of EPA's approval of this specific requirement in the Florida Regional Haze State Implementation Plan as it applies to this facility. To apply for a Title V air operation permit, the applicant shall submit the appropriate application form and such additional information as the Department may by law require. The application shall be submitted to the appropriate Permitting Authority with copies to the Compliance Authority. [Rules 62-4.030, 62-4.050, 62-4.220 and Chapter 62-213, F.A.C.]
 - b. **Condition A.1. Authorized Fuel:** Fuel oil deliveries into the Unit 1 fuel oil storage tank shall not exceed 0.7% sulfur content, by weight. This fuel sulfur limitation shall become effective upon the effective date of EPA's approval of this specific requirement in the Florida Regional Haze State Implementation Plan to the extent it

~~requirement in the Florida Regional Haze State Implementation Plan to the extent it applies to this emissions unit.~~ [Application No. 1050004-032-AC and Rule 62-210.200(PTE), F.A.C.]

- c. **Condition B.1. Authorized Fuel:** Petroleum coke shall not be fired in Unit 3. This prohibition shall become effective upon the effective date of EPA's approval of this specific requirement in the Florida Regional Haze State Implementation Plan to the extent it applies to this emissions unit. [Rule 62-4.160(2) F.A.C. and Application No. 1050004-032-AC].
- a. The permitting "Note" following this condition appears unnecessary and Lakeland requests that it be deleted. If it remains, DEP should clarify that the authority to fire petcoke remains until EPA approves this condition into Florida's SIP.
- d. These same edits/clarifications should be made to the Technical Evaluation and Preliminary Determination.
2. DEP is citing Lakeland's "Application" as the authority for these conditions, along with general authority in Rule 62-4.160, F.A.C. Lakeland understands that DEP's final Haze SIP submittal, expected this Fall, will provide the official point of entry to DEP's determination that this permit, along with other provisions included in the SIP, will constitute DEP's final BART and Reasonable Progress determinations for the City of Lakeland. Lakeland also understands that DEP will conclude all administrative processes necessary to approve its final Haze SIP submittal, including notice and opportunity for administrative hearing, prior to formally submitting it to EPA for final approval. This process is not expressed in the Public Notice to this draft permit or the other permit documents, and Lakeland requests confirmation of this understanding, as well as the expected date of DEP's final SIP submittal.

Sincerely,



Farzie Shelton
Assistant General Manager


cc Jeff Koerner, DEP
Angela Morrison, HGS

City of Lakeland • Department of Electric Utilities

501 East Lemon Street • Lakeland, FL 33801-5050 • 863. 834.6603 • Fax 863. 834.8187 • Cell 863.430.8297

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Responsible Official Certification

1. Responsible Official Name :
Tony Candales, Assistant General Manager of Production
2. Responsible Official Mailing Address... Organization/Firm: Lakeland Electric Street Address: 501 E. Lemon St. City: Lakeland State: FL Zip Code: 33801-5079
3. Owner/Authorized Representative Telephone Numbers... Telephone: (863) 834-6559 ext. Fax: (863) 834-6362
4. Responsible Official Email Address: TONY.CANDALES@LAKELANDELECTRIC.COM
5. Responsible Official Statement: <i>I, the undersigned, am a responsible official of the Title V source addressed in this submittal. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made in this submission are true, accurate and complete. The air pollutant emissions units and air pollution control equipment described in this submittal will be operated and maintained so as to comply with all applicable standards for control of air pollutant emissions found in the statutes of the State of Florida and rules of the Department of Environmental Protection and revisions thereof and all other applicable requirements identified in this submittal to which the Title V source is subject. Finally, I certify that the facility and each emissions unit are in compliance with all applicable requirements to which they are subject, except as identified in any compliance plan(s) previously submitted.</i>
RE: C.D. McIntosh Power Plant – Permit 1050004-032-AC
Subject: Draft Air Construction Permit No. 1050004-032-AC
 Signature _____ State: FL Date <u>7/24/12</u>

(863) 834-6559 ext. Fax: (863) 834-6362
Responsible Official Email Address: TONY.CANDALES@LAKELANDELECTRIC.COM

I, the undersigned, am a responsible official of the Title V source addressed in this submittal. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made in this submission are true, accurate and complete. The air pollutant emissions units and air pollution control equipment described in this submittal will be operated and maintained so as to comply with all applicable standards for control of air pollutant emissions found in the statutes of the State of Florida and rules of the Department of Environmental Protection and revisions thereof and all other applicable requirements identified in this submittal to which the Title V source is subject. Finally, I certify that the facility and each emissions unit are in compliance with all applicable requirements to which they are subject, except as identified in any compliance plan(s) previously submitted.

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