



Wheelabrator Ridge Energy Inc.

A Waste Management Company

3131 K-Ville Avenue
Auburndale, FL 33823
(863) 665-2255 Tel
(863) 665-0400 Fax

November 24, 2009

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BUREAU OF AIR REGULATION

Via Electronic Mail and U.S. Mail

Joseph Kahn, Director
Division of Air Resource Management
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399
Joseph.Kahn@dep.state.fl.us

RE: Wheelabrator Ridge Energy, Inc.
Ridge Generating Station
Title V CAIR Part – Removal Requested
Permit No. 1050216-012-AV
Polk County, Florida

Dear Mr. Kahn:

By this letter, Wheelabrator Ridge Energy, Inc. (Wheelabrator), requests removal of the Clean Air Interstate Rule (CAIR) Part of the Title V air operation permit for the above-referenced Ridge Generating Station. While Wheelabrator's position has always been that the Ridge Generating Station is exempt from the Clean Air Interstate Rule ("CAIR") program because it qualifies as an exempt "solid waste incineration unit," Wheelabrator had applied for a Title V CAIR Part permit a few months ago to secure allowances while the U.S. Environmental Protection Agency (EPA) evaluated the applicability of the CAIR solid waste incineration exemption to the facility. EPA has since determined that the facility meets all of the exemption criteria for a solid waste incineration unit except one--whether the facility combusts "solid waste" as may be redefined in some future rulemaking. Because the Ridge Generating Station combusts materials that constitute "solid waste" under current Clean Air Act definitions, the facility is eligible for the exemption and is not subject to the CAIR program. Wheelabrator is therefore requesting that the Department remove the CAIR Part from Ridge's Title V permit.

Wheelabrator understands that the Department has allocated CAIR allowances to the Ridge Energy Facility based on the CAIR Part of the Title V permit, and that those allowances should revert back to the Department. We will



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work with your staff to ensure that these allowances are transferred back to the Department.

Thank you for your consideration of this request for a permit revision to remove the CAIR Part of the Title V permit for the Ridge Generating Station. We appreciate the Department's willingness to process this request as quickly as possible. Please contact me if you have any questions or need any additional information from us at this time.

Sincerely,



Rodney Williams, Plant Manager
Wheelabrator Ridge Energy, Inc.

cc: ~~Trina Vielhauer, DEP, trina.vielhauer@dep.state.fl.us~~
Jonathan Holtom, DEP, jonathan.holtom@dep.state.fl.us
Larry George, DEP, larry.george@dep.state.fl.us
Tom Rogers, DEP, tom.rogers@dep.state.fl.us
Pat Comer, DEP OGC, patricia.comer@dep.state.fl.us