



Progress Energy

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SEP 23 2004

BUREAU OF AIR REGULATION

September 21, 2004

Mr. Jonathan Holtom
DEP/DARM
North Permitting Section
Division of Air Resource Management
2600 Blair Stone Road MS 5500
Tallahassee, Florida 32399-2400

Re: Tiger Bay Power Plant – Title V Permit - Affidavit of Publication

Dear Mr. Holtom:

In accordance with Ms. Trina Vielhauer's letter to Mr. Roger Zirkle dated September 2, 2004, we have published the public notice in The Ledger on September 16, 2004. Attached is the Affidavit of Publication.

If you have any questions, please contact me at (727) 826-4187. Thank you for processing the Title V application.

Best Regards,

A handwritten signature in cursive script that reads "Dave Meyer".

Dave Meyer, P.E.
Senior Environmental Specialist

XC: Roger Zirkle

Attachment

REC... AFFIDAVIT OF PUBLICATION THE LEDGER

SEP 23 2004

Lakeland, Polk County, Florida

BUREAU OF AIR REGULATION

Case No

STATE OF FLORIDA COUNTY OF POLK)

Before the undersigned authority personally appeared C. Morgan Miller, who on oath says that he is Display Advertising Manager of The Ledger, a daily newspaper published at Lakeland in Polk County, Florida; that the attached copy of advertisement, being an

Notice of Intent

in the matter of Issuance of An Air Construction Permit and Title V...

Concerning Tiger Bay Cogeneration Facility in Polk County

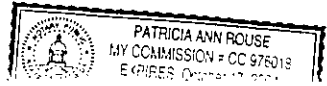
was published in said newspaper in the issues of 9-16; 2004.....

Affiant further says that said The Ledger is a newspaper published at Lakeland, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, daily, and has been entered as second class matter at the post office in Lakeland, in said Polk County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that 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.

Signed C. Morgan Miller C. Moran Miller Display Advertising Manager Who is personally known to me.

Sworn to and subscribed before me this 16th day of September A.D. 2004

Patricia Ann Rouse Notary Public



Attach Ad Here

PUBLIC NOTICE OF INTENT TO ISSUE AN AIR CONSTRUCTION PERMIT AND A TITLE V AIR OPERATION PERMIT

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Draft Air Construction Permit No. 1050223-013-AC / PSD DRAFT Title V Air Operation Permit No. 1050223-013

Progress Energy - Tiger Bay Cogeneration Facility Polk County

Applicant: The applicant for this project is Progress Energy, 3219 State Road 33841. The applicant's responsible official is Mr. Roger Zirkle, Plant Manager.

Facility Location: The applicant operates a Cogeneration Facility, which is 530 West n Ft. Meade Polk County Florida

Project: The applicant submitted an application for a Title V Air Operation Permit for a single combustion turbine (CT) that exhausts through a heat recovery steam generator (HRSG). The facility is permitted to combust natural gas as the primary fuel. However, the fuel oil capability has yet to be installed. The total capacity is 269.5 megawatts. A nominal 184 megawatts are provided by the turbine, a nominal 85.5 megawatts are provided by a steam generator. Emissions are under Acid Rain Phase II. This permit will be a renewal Title V air operation permit.

The applicant also submitted an application for an Air Construction Permit for low-level emissions limitation for emissions of nitrogen oxides (NOx) during start-up and shutdown of the combustion turbine, and to recognize excess emissions resulting from current permit allows emissions in excess of the permitted limit for up to 27 occurrences of a unit start-up, shut down or malfunction. However, due to the combined cycle combustion turbine, start-up of the unit must be performed to avoid heat stress damage to its steam turbine. As a result, excess emissions can sometimes occur for more than two hours during the start-up and shutdown of the unit. This permit will be a revision Air Construction permit No. AC53-214903 / PSD-FL-19.

Permitting Authority: Applications for Air Construction Permits and for Title V Air Operation Permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes, 403.210 and 403.213 of the Florida Administrative Code (F.A.C.). The applicant must submit an application for a permit to the Department of Environmental Protection, the Permitting Authority responsible for reviewing this project. The Permitting Authority's physical address is: 111 South LaSalle, Tallahassee, Florida 32301. The Permitting Authority's mailing address is: Department of Environmental Protection, Mail Station #5505 Tallahassee, Florida 32301. The Permitting Authority's telephone number is 850/488-0114.

Project File: A complete project file is available for public inspection during 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at the Permitting Authority. The complete project file includes the Draft Title V Air Operation Permit, the application, and the information submitted by the applicant, except under Section 403.111, F.S. Interested persons may contact the Permitting Authority for additional information at the address and phone number listed above. A copy of the complete project file is available at the Department of Environmental Protection's Southwest District Office, Tallahassee, Florida 32319-8218 (Telephone 813/744-2100).

Notice of Intent to Issue Air Permit: The Permitting Authority gives notice of its intent to issue an Air Construction Permit and a Title V Air Operation Permit to the applicant. The applicant has provided reasonable assurance that operation of the facility will comply with all applicable provisions of the Florida Administrative Code, 403.212, 403.213, 403.256, 403.257, 403.281, 403.296, and 403.297, F.A.C. The Permitting Authority's proposed Title V Air Operation Permit and submittal permit in accordance with the conditions of the Draft Permits unless a different decision or a different decision or a different decision.

Comments: The Permitting Authority will accept written comments concerning the Draft Permits for a period of fourteen (14) days from the date of publication of this Public Notice. The Permitting Authority will accept written comments concerning the Draft Title V Air Operation Permit and submittal permit in accordance with the conditions of the Draft Permits unless a different decision or a different decision or a different decision. For additional information, contact the Permitting Authority at the address and phone number listed above. If written comments or comments received at a public hearing change the Draft Permits, the Permitting Authority shall revise the Draft Permits and issue a new Public Notice. All comments filed will be made available to the public.

Petitions: A person whose substantial interests are affected by the proposed action for an administrative hearing in accordance with Sections 120.50 through 120.57, F.S., must contain the information set forth below and must be filed with the Agency Clerk in the Office of General Counsel of the Department of Environmental Protection, 111 South LaSalle, Tallahassee, Florida 32301-3000, other than those entitled to written notice under Section 120.60(3), F.S. The petition must be filed within fourteen (14) days of receipt of a written notice of the proposed action. A petitioner shall mail a copy of the petition to the applicant at the time of filing. The failure of any person to file a petition within the prescribed time shall constitute a waiver of that person's right to request an administrative hearing or to intervene in this proceeding and participate in the approval of the proposed action. A petitioner's compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the permitting authority is based shall contain the following information: (a) the name and address of each petitioner; (b) the name, address and telephone number of the petitioner's representative; (c) the specific rules or statutes the petitioner contends require reversal of the proposed action; and (d) a statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the agency to take on the proposed action.

Because the administrative hearing process is designed to formulate a final decision, the Permitting Authority's final action may be different from the action proposed in this notice of intent. Persons whose substantial interests will be affected by the proposed action have the right to petition the Permitting Authority in accordance with the requirements set forth above.

Mediation: Mediation is not available for this proceeding.