

Memorandum

Florida Department of
Environmental Protection

BAR

TO: Howard L. Rhodes
FROM: Clair H. Fancy *CHF*
DATE: August 8, 2000
SUBJECT: FINAL Permit No.: 1050234-003-AC
Florida Power Corporation
Hines Energy Complex Power Block 1
Day 90 = August 21, 2000

RECEIVED

AUG 11 2000

BUREAU OF AIR REGULATION

This permit is for a modification to allow Florida Power Corporation to utilize the fully installed capacity of the combined cycle units by modifying the maximum heat input ratings and to include revised heat input curves for its combined cycle combustion turbines, Units 1A and 1B. This modification will not cause an increase in emissions from their previously permitted limits.

We received no comments.

I hereby recommend that you approve this permit.

Attachment

CHF/sms/raw

-file-

RECEIVED

AUG 07 2000

BUREAU OF AIR REGULATION



August 1, 2000

Mr. Russell Wider
Bureau of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Rd.
Tallahassee, Florida 32399-2400

Dear Mr. Wider:

Re: Hines Heat Input Modification - Proof of Publication

I have enclosed the proof of publication of the Public Notice of Intent to Issue PSD Permit Modification for Florida Power Corporation's Hines facility.

Please contact me at (727) 826-4334 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Michael Kennedy". The signature is fluid and cursive, written over a white background.

J. Michael Kennedy, Q.E.P.
Manager, Air Programs

AFFIDAVIT OF PUBLICATION

THE LEDGER

Lakeland, Polk County, Florida

RECEIVED
AUG 07 2000
DEPT. OF AIR REGULATION

Case No

STATE OF FLORIDA)
COUNTY OF POLK)

Before the undersigned authority personally appeared Nelson Kirkland, who on oath says that he is Classified Advertising Manager of The Ledger, a daily newspaper published at Lakeland in Polk County, Florida; that the attached copy of advertisement, being a

.....Notice of Intent.....

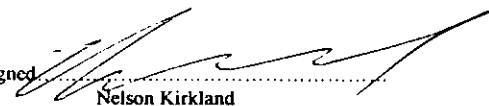
.....in the matter of.....To Issue PSD Permit Modification.....

.....in the.....

.....Court, was published in said newspaper in the issues of.....

.....7-24;2000.....

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: 
Nelson Kirkland
Classified Advertising Manager
Who is personally known to me.

Sworn to and subscribed before me this 5/11/00.....

day of July..... A.D. 20 00.....


Jennifer P. Coendener
Notary Public

(Seal)

My Commission Expires 1/10/04.....

7K770160

E256

Attn: Susie Wilkes

Attach Notice Here

PUBLIC NOTICE OF INTENT TO ISSUE PSD PERMIT MODIFICATION
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DEP File No. PA-92-33
PSD-FL-1958
Florida Power Corporation
Hines Energy Complex
Polk County

The Department of Environmental Protection (Department) gives notice of its intent to issue a modification of the permit for the Prevention of Significant Deterioration of Air Quality (PSD permit) to Florida Power Corporation for the Hines Energy Complex, located at 7700 County Road 555, Barrow, Polk County. The permit is to modify the maximum heat input ratings and to include revised heat input curves for its combined cycle combustion turbines, Units 1A and 1B. A Best Available Control Technology (BACT) determination was not required pursuant to Rule 62-12.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The existing facility is a natural gas-fired fuel oil-fired electrical plant that consists of two combined cycle combustion turbines for a total of 500 MW. The project is not subject to review under Section 403.504 F.S. (Power Plant Siting Act), because it provides for no expansion in steam generating capacity.

An air quality impact analysis was not conducted. Emissions from the facility will not consume PSD increment and will not significantly contribute to or cause a violation of any state or federal ambient air quality standards.

The Department will issue the final permit with the attached conditions unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The Department will accept written comments concerning the proposed permit issuance action for a period of 14 days from the date of publication of this Public Notice of Intent to Issue PSD Permit Modification. Written comments should be provided to the Department's Bureau of Air Regulation at 2800 Blair Stone Road, Mail Station #5505, Tallahassee, FL 32309-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

Mediation is not available in this proceeding.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the 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 of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32309-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of the notice of intent, whichever occurs first. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing the notice of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency, affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner, the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding, and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of how and when petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged including the specific facts that petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above as required by rule 28-106.301.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in the notice. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Dept. of Environmental Protection
Bureau of Air Regulation
Suite 4, 111 S Magnolia Drive
Tallahassee, Florida 32301
Telephone: 850/488-0114
Fax: 850/922-6979

Dept. of Environmental Protection
Southwest District
3804 Coconut Palm Drive
Tampa, Florida 33619-8218
Telephone: 813/744-6100

The complete project file includes the application, technical evaluations, Draft permit, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott Shepak, P.E., Administrator, Title V Section, or the Department's reviewing engineer for this project, Russell Vicker, at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114 for additional information.
E-256 - 7-24, 2000