



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard, Jr.
Secretary

NOTICE OF ADMINISTRATIVELY CORRECTED PERMIT

In the Matter of a Request for Administrative Correction:

Jason Goodwin, Director-EHS
Calpine Construction Finance Company, LP
1651 West Derby Avenue
Auburndale, FL 33823

Project No. 1050334-010-AV
Administrative Correction to Permit No. 1050334-008-AV
Osprey Energy Center
Polk County

Enclosed is an Administrative Correction to Title V Air Operation Permit No. 1050334-008-AV, for the operation of the Osprey Energy Center located in Polk County at 1651 West Derby Avenue, Auburndale, Florida. This correction is issued pursuant to Rule 62-210.360, Florida Administrative Code (F.A.C.), and Chapter 403, Florida Statutes (F.S.). This correction is to acknowledge that the permit emissions unit identification numbers have been changed. This corrective action does not alter the effective dates of the existing permit.

The Department of Environmental Protection (Department) will consider the above-noted action final unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57, F.S. Mediation under Section 120.573, F.S., will not be available for this proposed action.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received) by the Agency Clerk in the Department's Office of General Counsel, 3900 Commonwealth Boulevard, MS #35, Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within 14 (fourteen) days of receipt of this notice. Petitions filed by any other person must be filed within 14 (fourteen) days of receipt of this proposed action. A petitioner must mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure 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 (in a proceeding initiated by another party) will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Permitting Authority'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 when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact.

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If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the 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 including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A statement of the relief sought by the petitioner, stating precisely the action the 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 Permitting Authority'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, F.A.C.

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

Any party to this order (permit) has the right to seek judicial review of it under Section 120.68, F.S., by the filing of a Notice of Appeal, under Rule 9.110 of the Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000 and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal.

The Notice of Appeal must be filed within thirty days from the date this notice is filed with the Clerk of the permitting authority.

Executed in Tallahassee, Florida.

for 
Trina Vielhauer, Chief
Bureau of Air Regulation

2/8/11
Date

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Administratively Corrected Permit (including the corrected page(s)) or a link to these documents available electronically on a publicly accessible server, was sent by electronic mail with received receipt requested to the persons listed below:

Mr. Jason Goodwin, Director-EHS: jgoodwin@calpine.com

Ms. Katy Forney, U.S. EPA-Region 4: forney.kathleen@epamail.epa.gov

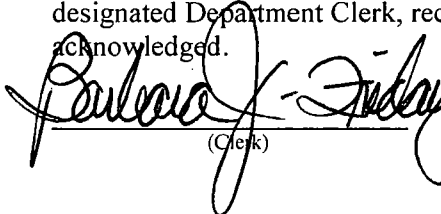
Ms. Ana Oquendo, EPA-Region 4: oquendo.ana@epamail.epa.gov

Ms. Barbara Friday, DEP-BAR: barbara.friday@dep.state.fl.us (for posting with U.S. EPA, Region 4)

Ms. Victoria Gibson, DEP-BAR: victoria.gibson@dep.state.fl.us (for reading file)

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52(7), Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.


(Clerk) *2/10/11*
(Date)

NOTICE OF ADMINISTRATIVELY CORRECTED PERMIT

This Administrative Correction to permit number 1050334-008-AV includes changes to the following emissions unit identification numbers. ~~Strikethrough~~ is used to denote deletion of text. Double-underline is used to denote addition of text.

| EU No. | Brief Description |
|---|---|
| <i>Regulated Emissions Units</i> | |
| Auburndale Peaker Energy Center | |
| 006 | Nominal 120 megawatt (MW) simple cycle combustion turbine-electrical generator set |
| Osprey Energy Center | |
| 007 <u>001</u> | Nominal 170 MW combined cycle combustion turbine-electrical generator set* |
| 008 <u>002</u> | Nominal 170 MW combined cycle combustion turbine-electrical generator set* |
| 009 <u>003</u> | Heat recovery steam generator (HRSG) equipped with 250 million British thermal units (MMBtu) per hour gas-fired duct burner system* |
| 010 <u>004</u> | HRSG equipped with 250 MMBtu per hour gas-fired duct burner system* |
| <i>Unregulated Emissions Units and Activities</i> | |
| 011 <u>005</u> | Cooling tower |

These number changes will be fully revised throughout the permit during the next permit revision or renewal. Until that time, please attach this Administrative Permit Correction to the company's copy of the Title V air operation permit.

Friday, Barbara

From: Lanh, Kris
To: Friday, Barbara
Sent: Thursday, February 10, 2011 10:37 AM
Subject: Read: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER;
1050334-010-AV

Your message was read on Thursday, February 10, 2011 10:37:19 AM (GMT-05:00) Eastern Time (US & Canada).

Friday, Barbara

To: Jason Goodwin
Cc: 'Kathleen Forney'; Ana Oquendo; Gibson, Victoria; Lanh, Kris
Subject: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER;
1050334-010-AV
Attachments: 1050334-008-AVOspreyEnergyCenterFinalPermitAdministrativeCorrection.pdf

Dear Sir/ Madam:

Attached is the official **Notice of Final Administrative Permit** for the project referenced below. Click on the link displayed below to access the permit project documents and send a "reply" message verifying receipt of the document(s) provided in the link; this may be done by selecting "Reply" on the menu bar of your e-mail software, noting that you can view the documents, and then selecting "Send".

Note: We must receive verification that you are able to access the documents. Your immediate reply will preclude subsequent e-mail transmissions to verify accessibility of the document

Attention: Kris Lahn

Owner/Company Name: CALPINE CONSTRUCTION FINANCE COMPANY, LP
Facility Name: OSPREY ENERGY CENTER
Project Number: 1050334-010-AV
Permit Status: FINAL
Permit Activity: FINAL ADMINISTRATIVE CORRECTION
Facility County: POLK

Click on the following link to access the permit project documents:

http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf_permit_zip_files/1050334.010.AV.A_pdf.zip

“The Bureau of Air Regulation is issuing electronic documents for permits, notices and other correspondence in lieu of hard copies through the United States Postal System, to provide greater service to the applicant and the engineering community. Access these documents by clicking on the link provided above, or search for other project documents using the “*Air Permit Documents Search*” website at <http://www.dep.state.fl.us/air/emission/apds/default.asp> . “

Permit project documents that are addressed in this email may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible, and verify that they are accessible. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record. If you have any problems opening the documents or would like further information, please contact the Florida Department of Environmental Protection, Bureau of Air Regulation.

Barbara Friday
Bureau of Air Regulation
Division of Air Resource Management (DARM)
(850)717-9095

Friday, Barbara

From: Microsoft Exchange
To: Jason Goodwin
Sent: Thursday, February 10, 2011 10:32 AM
Subject: Relayed: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:

Jason Goodwin

Subject: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Sent by Microsoft Exchange Server 2007

Friday, Barbara

From: Jason Goodwin [Jason.Goodwin@calpine.com]
Sent: Thursday, February 10, 2011 10:45 AM
To: Friday, Barbara
Subject: RE: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Received.

Jason Goodwin
Calpine EHS | Southeast Region
713.570.4795 o | 713.252.8064 m
jason.goodwin@calpine.com
NYSE : CPN

From: Friday, Barbara [<mailto:Barbara.Friday@dep.state.fl.us>]
Sent: Thursday, February 10, 2011 9:32 AM
To: Jason Goodwin
Cc: Kathleen Forney; Ana Oquendo; Gibson, Victoria; Lanh, Kris
Subject: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Dear Sir/ Madam:

Attached is the official **Notice of Final Administrative Permit** for the project referenced below. Click on the link displayed below to access the permit project documents and send a "reply" message verifying receipt of the document(s) provided in the link; this may be done by selecting "Reply" on the menu bar of your e-mail software, noting that you can view the documents, and then selecting "Send".

Note: We must receive verification that you are able to access the documents. Your immediate reply will preclude subsequent e-mail transmissions to verify accessibility of the document

Attention: Kris Lahn

Owner/Company Name: CALPINE CONSTRUCTION FINANCE COMPANY, LP
Facility Name: OSPREY ENERGY CENTER
Project Number: 1050334-010-AV
Permit Status: FINAL
Permit Activity: FINAL ADMINISTRATIVE CORRECTION
Facility County: POLK

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http://ARM-PERMIT2K.dep.state.fl.us/adh/prod/pdf_permit_zip_files/1050334.010.AV.A_pdf.zip

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Permit project documents that are addressed in this email may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible, and verify that they are accessible. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record. If you have any problems opening the documents or would like further information, please contact the Florida Department of Environmental Protection, Bureau of Air Regulation.

Barbara Friday
Bureau of Air Regulation
Division of Air Resource Management (DARM)
(850)717-9095

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Herschel T. Vinyard, Jr. is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.

Friday, Barbara

From: Mail Delivery System [MAILER-DAEMON@mseive01.rtp.epa.gov]
To: forney.kathleen@epa.gov
Sent: Thursday, February 10, 2011 10:35 AM
Subject: Relayed: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:

forney.kathleen@epa.gov

Subject: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Friday, Barbara

From: Mail Delivery System [MAILER-DAEMON@mseive02.rtp.epa.gov]
To: Oquendo.Ana@epamail.epa.gov
Sent: Thursday, February 10, 2011 10:33 AM
Subject: Relayed: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Delivery to these recipients or distribution lists is complete, but delivery notification was not sent by the destination:

Oquendo.Ana@epamail.epa.gov

Subject: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Friday, Barbara

From: Microsoft Exchange
To: Lanh, Kris; Gibson, Victoria
Sent: Thursday, February 10, 2011 10:32 AM
Subject: Delivered: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Your message has been delivered to the following recipients:

Lanh, Kris

Gibson, Victoria

Subject: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER; 1050334-010-AV

Sent by Microsoft Exchange Server 2007

Friday, Barbara

From: Gibson, Victoria
To: Friday, Barbara
Sent: Thursday, February 10, 2011 10:50 AM
Subject: Read: CALPINE CONSTRUCTION FINANCE COMPANY, LP - OSPREY ENERGY CENTER;
1050334-010-AV

Your message was read on Thursday, February 10, 2011 10:50:04 AM (GMT-05:00) Eastern Time (US & Canada).