



VIA OVERNIGHT MAIL

March 31, 1997

RECEIVED
APR 01 1997
BUREAU OF
AIR REGULATION

Mr. Syed Arif
Florida Department of Environmental Protection
2600 Blair Stone Road, MS 48
Tallahassee, FL 32399-2400

Re: Seminole Electric Cooperative, Inc.
PSD-FL-018(A), Public Notice

Dear Syed:

Attached is the original certified notice of publication for "The Notice of Intent to Issue Permit Modification" for the Seminole Power Plant which appeared on February 18, 1997 in the Palatka Daily News.

Based on our telephone conversation of March 31, 1997, your receipt of this information is the last item needed for your office to issue the final permit. As you are aware, Seminole is most anxious to complete this permit activity. I want to thank you for all your help in this matter and if you have any questions, please do not hesitate to call me.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'M.P. Opalinski'.

Michael P. Opalinski
Director of Environmental Affairs

MPO/ds

Enc.

PUBLIC NOTICE

**NOTICE OF INTENT
TO ISSUE PERMIT
MODIFICATION**

**STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

File No.: PSD-FL-018 (A),
PA 78-10
Seminole Palatka Power
Plant Units 1 & 2
Putnam County

The Department of Environmental Protection (Department) gives notice of its intent to issue a modification of Permit PSD-FL-018 to Seminole Electric Cooperative, Inc. (SECI) to allow co-firing of petroleum coke (petcoke) with coal and to allow increased use of No. 2 fuel oil at its Palatka Power Plant Units No. 1 & 2 in Putnam County. A Best Available Control Technology (BACT) determination was not required pursuant to Rule 62-212.400, F.A.C. and 40 CFR 52.21, Prevention of Significant Deterioration (PSD). The modification will not result in a significant increase in sulfur dioxide, particulate matter, carbon monoxide, nitrogen oxides, or any other PSD pollutant from the facility, and will not cause a violation of any state or federal ambient air quality standards or increments. The applicant's name and address are: Seminole Electric Cooperative Incorporated, 16313 N. Dale Mabry Highway, Tampa, Florida 33688.

Units 1 & 2 are 714 megawatt (design) electrical power generating units, equipped with sulfur dioxide scrubbers, mist eliminators, and electrostatic precipitators. In accordance with the PSD permit issued by EPA in August, 1979, coal may be burned continuously while fuel oil may be used for startups and flame stabilization. The modification will permit co-firing of 30 percent, by weight, petcoke with coal. It will also permit use of the existing fuel oil system to generate up to 45 megawatts of electrical power in order

to meet required reserve capacity and maintain electrical capacity when coal quality, conditions and/or processing or burner equipment prevents meeting demand with coal only. SECI conducted performance tests of coal/petcoke fuel blends December, 1995, and January, 1996. Based on the performance test results and additional control measures (increased use of underutilized sulfur dioxide scrubbing capability) proposed by SECI, the Department determined that PSD review is not applicable to this permit modification request.

STATE OF FLORIDA \

: SS:

County of Putnam /

The undersigned personally appeared before me, a Notary Public for the State of Florida, and deposes that the Daily News is a daily newspaper of general circulation, printed in the English Language and published in the City of Palatka, in said County and State: and that the attached order, notice, publication and/or advertisement:

Legal No2452

Public Notice Notice of Intent

was Published in said Newspaper 1 time(s), said publication being made on the following dates:

February 18, 1997

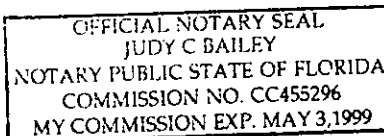
The Daily News has been continuously published as a daily newspaper, and has been entered as second class matter at the post office at the City of Palatka. Putnam County, Florida, each for a period of more than one year next preceding date of the first publication of the above described order, notice, publication and/or advertisement.

Mary Kaye Wells

Sworn to and subscribed before me this 02/18/97
by Mary Kaye Wells, Classified Advertising Manager
of the Daily News, a Florida corporation, on behalf
of the corporation.

Judy C Bailey
Judy Bailey, Notary Public,
State of Florida

NOTARY SEAL
SEAL OF OFFICE:



☒ Personally known to me, or
☐ Produced Identification:

☒ Did take an oath

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Account Payable

The Department will issue the FINAL Permit Modification, in accordance with the conditions of the DRAFT Permit Modification 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 DRAFT Permit Modification issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Any written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit Modification, the Department shall issue a Revised DRAFT Permit Modification and require, if applicable, another Public Notice.

The Department will issue FINAL Permit Modification with the conditions of the DRAFT Permit Modification unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 F.S., or a party requests mediation as an alternative remedy under Section 120.573 before the deadline for filing a petition. Choosing mediation will not adversely affect the right to a hearing if mediation does not result in a settlement. The procedures for petitioning for a hearing are set forth below, followed by the procedures for requesting mediation.

A person whose substantial interests are affected by the Department's 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) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, telephone: 904/488-9370, fax: 904/487-4938. Petitions must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. 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 (or a request for mediation, as discussed below) 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 28-5.207 of the Florida Administrative Code.

A petition must contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number and the county in which the project is proposed; (b) A statement of how and when each petitioner received notice of the Department's action or proposed action; (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action; (d) A statement of the material facts disputed by petitioner, if any; (e) A statement of the facts that the petitioner contends warrant reversal or modification of the Department's Action or proposed action; (f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the Department's action or proposed action; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the Department to take with respect to the Department's action or proposed action addressed in this notice of intent.

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 this notice of intent. 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 person whose substantial interests are affected by the Department's proposed permitting decision, may elect to pursue mediation by asking all parties to the proceeding to agree to such mediation and by filing with the Department a request for mediation and the written agreement of all such parties to mediate the dispute. The request and agreement must be filed in (received by) the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, by the same deadline as set forth above for the filing of a petition.

A request for mediation must contain the following information: (a) The name, address, and telephone number of the person requesting mediation and that person's representative, if any; (b) A statement of the

preliminary agency action; (c) A statement of the relief sought; and (d) Either an explanation of how the requester's substantial interests will be affected by the action or proposed action addressed in this notice of intent or a statement clearly identifying the petition for hearing that the requester has already filed, and incorporating it by reference.

The agreement to mediate must include the following: (a) The names, addresses, and telephone numbers of any persons who may attend the mediation; (b) The name, address, and telephone number of the mediation selected by the parties, or a provision for selecting a mediator within a specified time; (c) The agreed allocation of the costs and fees associated with the mediation; (d) The agreement of the parties on the confidentiality of discussions and documents introduced during mediation; (e) The date, time, and place of the first mediation session, or a deadline for holding the first session, if no mediator has yet been chosen; (f) The name of each party's representative who shall have authority to settle or recommend settlement; and (g) The signatures of all parties or their authorized representatives.

As provided in Section 120.573 F.S., the timely agreement of all parties to mediated will toll the time limitations imposed by Sections 120.569 and 120.57 F.S. for requesting and holding an administrative hearing. Unless otherwise agreed by the parties, the mediation must be concluded within sixty days of the execution of the agreement. If mediation results in settlement of the administrative dispute, the Department must enter a final order incorporating the agreement of the parties. Persons whose substantial interests will be affected by such modified final decision

of the Department have a right to petition for a hearing only in accordance with the requirements for such petitions set forth above. If mediation terminates without settlement of the dispute, the Department shall notify all parties in writing that the administrative hearing processes under Sections 120.569 and 120.57 F.S. remain available for disposition of the dispute, and the notice will specify the deadlines that then will apply for challenging the agency action and electing remedies under those two statutes.

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:

Department of Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Dr., Suite 4
Tallahassee, Florida, 32301
Telephone: 904/488-1344
Fax: 904/922-6979

Department of Environmental Protection
Site Certification Section
2720 Blair Stone Rd, Suite H
Tallahassee, Florida 32301
Telephone: 904/487-0472

Department of Environmental Protection
Northeast District
7825 Baymeadows Way,
Suite 200B
Jacksonville, FL 32256-7577
Telephone: 904/448-4310

The complete project file includes the Draft Permit Modification, the application, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Resource Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 904/488-1344, for additional information.

Legal No. 2452 2/18/97