



Florida Department of Environmental Protection

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

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

March 16, 2009

Ms. Kristin Henry, Esq.
Ms. Joanne Spalding, Esq.
Sierra Club
85 Second Street, 2nd Floor
San Francisco, California 94105

Sent via email with received receipt requested: kristin.henry@sierraclub.org and joanne.spalding@sierraclub.org

Re: Notification Request

Dear Ms. Henry and Ms. Spalding:

We are in receipt of your letter dated March 13, 2009 regarding notifications of future permitting actions regarding the Seminole Electric Generating Station in Palatka, Florida. We appreciate your continued interest in power plant permitting activities in Florida. Currently, the Division of Air Resource Management of the Department has two pending applications in-house for this facility. We have added you to our copy list for these pending applications (projects 1070025-011AC and 1070025-012AC). Our governing statute, 120.60(3), Florida Statutes, does not require nor tracking systems allow us to track notification requests for as yet unsubmitted construction permit applications or Site Certification projects. Therefore, at this time we are unable to add you to such future requests.

I encourage you and your staff to use the Department's electronic tools to help monitor any future projects you may be interested in. The Department's Division of Air Resource Management will be posting documents related to power plant PSD projects at the following websites:

Main Website for Division of Air Resource Management:

<http://www.dep.state.fl.us/Air/default.htm>

Web Site for New Source Review PSD Construction Permits:

<http://www.dep.state.fl.us/Air/permitting/construction.htm>

Web Site for application and permit posting:

<http://www.dep.state.fl.us/air/eproducts/apds/default.asp>

In addition, the Department will be posting documents related to power plant Site Certification at the following websites:

Main Website for Siting Coordination Office:

<http://www.dep.state.fl.us/siting/default.htm>

Web Site for Power Plant Siting Overview:

http://www.dep.state.fl.us/siting/Programs/Power_Plant_Siting_Overview.htm

Ms. Henry and Ms. Spalding
Sierra Club
March 16, 2009

You may also email or telephone Mr. Koerner, Mr. Linero or Mr. Halpin to inquire about the status of power plant applications. Upon identification of a specific pending project the Sierra Club is interested in, please email us your request to be notified of further actions on that pending project.

If you have any questions, please contact Mr. Linero or Mr. Koerner at 850/488-0114 or Mr. Halpin of the Site Certification Coordination Office at 850/245-2002. In addition, you may contact Ms. Toni Sturtevant or Ms. Ronni Moore in our Office of General Counsel at 850/245-2242.

Sincerely,



Trina L. Vielhauer, Chief
Bureau of Air Regulation

Email copies: Mr. Michael Halpin, Department's Siting Coordination Office
Ms. Toni Sturtevant, Department's Office of General Counsel
Ms. Ronni Moore, Department's Office of General Counsel
Ms. Patricia Comer, Department's Office of General Counsel
Mr. Jeff Koerner, Department's Division of Air Resource Management
Ms. Elizabeth Walker, Department's Division of Air Resource Management
Mr. Al Linero, Department's Division of Air Resource Management
Mr. Tim Rach, Department's Division of Water Resource Management
Mr. Jim Stoutamire, Department's Division of Water Resource Management
Ms. Dottie Diltz, Department's Division of Waste Management

Livingston, Sylvia

From: Kristin.Henry@sierraclub.org
Sent: Monday, March 16, 2009 12:21 PM
To: Livingston, Sylvia
Subject: Re: Seminole Electric Generating Station in Palatka, Florida
Attachments: Sierra Club.pdf

Please note that I received the following email message and document and I was able to view the document.

Kristin Henry
Staff Attorney
Sierra Club
85 Second Street
San Francisco, CA 94105-3441
415.977.5716 phone
415.977.5793 fax
kristin.henry@sierraclub.org

PRIVILEGE AND CONFIDENTIALITY NOTICE

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law as attorney-client and work-product confidential or otherwise confidential communications. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication or other use of a transmission received in error is strictly prohibited. If you have received this transmission in error, immediately notify me at the telephone number above.

"Livingston,
Sylvia"
<Sylvia.Livingston@dep.state.fl.us>

To
<kristin.henry@sierraclub.org>
cc

03/16/2009 08:47
AM

Subject
Seminole Electric Generating
Station in Palatka, Florida

Dear Sir/Madam:

Please send a "reply" message verifying receipt of the attached document (s); this may be done by selecting "Reply" on the menu bar of your e-mail software, noting that you can view

Livingston, Sylvia

From: Joanne.Spalding@sierraclub.org
Sent: Monday, March 16, 2009 1:09 PM
To: Livingston, Sylvia
Subject: Re: Seminole Electric Generating Station in Palatka, Florida

I can view the document. Thank you.

Joanne Spalding
Senior Staff Attorney
Sierra Club
85 Second Street, Second Floor
San Francisco, CA 94105
415-977-5725
415-977-5793 (Fax)
joanne.spalding@sierraclub.org

CONFIDENTIAL LEGAL COMMUNICATION/WORK PRODUCT

This e-mail may contain privileged and confidential attorney-client communications and/or confidential attorney work product. If you receive this e-mail inadvertently, please reply and notify the sender and delete all versions on your system. Thank you.

Livingston, Sylvia

From: Vielhauer, Trina
Sent: Monday, March 16, 2009 12:00 PM
To: Livingston, Sylvia
Subject: RE: Seminole Electric Generating Station in Palatka, Florida

got it!

From: Livingston, Sylvia
Sent: Monday, March 16, 2009 11:44 AM
To: 'kristen.henry@sierraclub.org'; 'joanne.spalding@sierraclub.org'
Cc: Halpin, Mike; Sturtevant, Toni; Moore, Ronni; Comer, Patricia; Koerner, Jeff; Walker, Elizabeth (AIR); Linero, Alvaro; Rach, Timothy; Stoutamire, Jim; Diltz, Dotty; Gibson, Victoria; Vielhauer, Trina
Subject: Seminole Electric Generating Station in Palatka, Florida

Dear Sir/Madam:

Please send a "reply" message verifying receipt of the attached document(s); 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". We must receive verification of receipt and your reply will preclude subsequent e-mail transmissions to verify receipt of the document(s).

The document(s) may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible.

The document is in Adobe Portable Document Format (pdf). Adobe Acrobat Reader can be downloaded for free at the following internet site: <<http://www.adobe.com/products/acrobat/readstep.html>> .

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. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record.

Thank you,

Sylvia Livingston
Bureau of Air Regulation
Division of Air Resource Management (DARM)
850/921-9506
sylvia.livingston@dep.state.fl.us