

UTILITIES COMMISSION

CITY OF NEW SMYRNA BEACH, FLORIDA
ELECTRIC, WATER, POLLUTION CONTROL
Post Office Box 100 - 200 Canal St.
New Smyrna Beach, Florida 32170-0100
(904) 427-1361



December 7, 1995

Mr. John C. Brown (MS 5505)
Department of Environmental Protection
Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, FL 32399-2400

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BUREAU OF
AIR REGULATION

Dear Mr. Brown:

The Utilities Commission, City of New Smyrna Beach, Florida operates two electric generation facilities which are **exempt** from the Florida Acid Rain Program. The exemption is based on 40 CFR, Part 72.6 (B) (2) which states "...any unit that commenced commercial operation before **November 15, 1990** and did not, as of **October 15, 1990**, and does not **currently, serve a generator with a nameplate capacity of greater than 25 MW electric.**" This applies to the Smith Street and Swoope Plant Generation Facilities.

If there are any questions, or more information is needed, please call me at (904) 427-1361, Extension 7106. Thank you.

Sincerely,

Timothy P. Beyrle
Electric Service Planner

cc: P.A. Korelich, P.E.
R. Vaden
L. Sorensen