

One Energy Place
Pensacola, Florida 32520

Tel 850.444.6111



August 7, 2013

Mr. Jeff Koerner, P.E.
Florida Department of Environmental Protection
Division of Air Resources Management
2600 Blair Stone Road
Mail Station #5505
Tallahassee, Florida 32399-2400

Via Email and Certified Mail - #7012 1010 0003 1402 0693

Dear Mr. Koerner:

RE: OLEANDER POWER PROJECT, LP
TITLE V PERMIT NO. 0090180-008-AV
AIR PERMIT APPLICATION NO. 3532-1
PROOF OF PUBLICATION

Please find enclosed Southern Power's "Proof of Publication" for the above-referenced permit application to renew the Oleander Title V permit. The Public Notice was published on August 2nd, 2013 in the legal advertisement section of a newspaper of general circulation pursuant to Section 403.815, F.S. and Rules 62-110.106 and 62-210.350, F.A.C.

As required by the Notice and because the permit is being processed as a combined draft/proposed permit, a copy of the Proof of Publication is also being transferred by electronic mail to Ms. Anna Oquendo at EPA Region 4.

Please call me at (850) 444-6153 regarding any questions or concerns.

Sincerely,

A handwritten signature in cursive script that reads "Susan B. Kennedy".

Susan B. Kennedy, Q.E.P.
Senior Environmental Affairs Specialist

Cc (email): Ms. Ana Oquendo, EPA Region 4 - okuendo.ana@epamail.eop.gov
Ed Svec, FDEP, Tallahassee
Scott Dial, Plant Oleander
Jim King, Plant Oleander
Rebecca Ivy, Plant Oleander
Circe Starks, Southern Power
Randy Alexander, Southern Power
Greg Terry, P.E., Gulf Power

Mailed to:

SUSAN B KENNEDY, QEP
SENIOR ENVIRONMENTAL AFFAIRS SPECIALIST
GULF POWER COMPANY
ONE ENERGY PLACE
PENSACOLA FL 32520

A daily publication by:



STATE OF FLORIDA
COUNTY OF BREVARD

Before the undersigned authority personally appeared KATHY CICALA, who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

Ad # (310619)	\$	991.18	the matter of:
Acct. # (60L255)			
GULF POWER COMPANY			
the	Court	FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OLEANDER POWER PROJECT....	

as published in the FLORIDA TODAY in the issue(s) of:

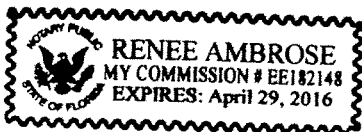
August 2, 2013

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida, and that the said newspaper has heretofore been continuously published in said Brevard County, Florida, regularly as stated above, and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she 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 said newspaper.

Kathy Cicala
(Signature of Affiant)

Sworn to and subscribed before this:

2nd day of August 2013
Renee Ambrose
(Signature of Notary Public)



Renee Ambrose
(Name of Notary Typed, Printed or Stamped)

Personally Known X or Produced Identification _____
Type Identification Produced: _____

Adg310619/08/02/2013

Florida Department of Environmental Protection
Division of Air Resource Management, Office of Permitting and Compliance
Draft/Proposed Permit No. 0090180-008-AV
Oleander Power Project, L.P., Oleander Power Project
Brevard County, Florida

Applicant: The applicant for this project is Oleander Power Project, L.P. The applicant's responsible official and mailing address are: E. Scott Dial, Plant Manager, Oleander Power Project, L.P., Southern Power Company, P.O. Box 781149, Orlando, Florida 32878.
Facility Location: The applicant operates the existing Oleander Power Project, which is located in Brevard County at 553 Townsend Road, Cocoa, Florida 32926.

Project: The applicant applied on May 14, 2013 to the Department for a Title V air operation permit renewal. This is a renewal of Title V air operation permit No. 0090180-008-AV. The existing facility consists of five nominal 190 megawatt (MW) simple cycle combustion turbines (Units 001 through 005). Natural gas is the primary fuel, with low-sulfur distillate fuel oil as the back-up fuel. Nitrogen oxide (NOX) emissions are controlled by dry low NOX (DLN) combustors when firing natural gas, and a water injection (WI) system for use when firing No. 2, or superior grade, distillate fuel oil. Each unit's stack is equipped with a NOX continuous emissions monitor.

Permitting Authority: Applications for Title V air operation permits for facilities that contain Acid Rain units are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, 62-213 and 62-214, of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and a Title V air operation permit is required to operate the facility. The Office of Permitting and Compliance in the Division of Air Resource Management is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address is: 2600 Blair Stone Road, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at the address indicated above for the Permitting Authority. The complete project file includes the draft permit, the Statement of Basis, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may view the draft/proposed permit by visiting the following website: <http://www.dep.state.fl.us/air/emission/apds/default.asp> and entering the permit number shown above. Interested persons may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Permit: The Permitting Authority gives notice of its intent to issue a renewed Title V air operation permit to the applicant for the project described above. The applicant has provided reasonable assurance that continued operation of the existing equipment will not adversely impact air quality and that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-214, 62-216, 62-219, 62-226 and 62-297, F.A.C. The Permitting Authority will issue a proposed permit and subsequent final permit in accordance with the conditions of the draft/proposed permit unless a response received in accordance with the following procedures results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the draft/proposed Title V air operation permit for a period of 30 days from the date of publication of the Public Notice. Written comments must be received by the close of business (5:00 p.m.), on or before the end of this 30-day period by the Permitting Authority at the above address. As part of his or her comments, any person may also request that the Permitting Authority hold a public meeting on this permitting action. If the Permitting Authority determines there is sufficient interest for a public meeting, it will publish notice of the time, date, and location in the Florida Administrative Weekly (FAW). If a public meeting is requested within the 30-day comment period and conducted by the Permitting Authority, any oral and written comments received during the public meeting will also be considered by the Permitting Authority. If timely received written comments or comments received at a public meeting result in a significant change to the draft permit, the Permitting Authority shall issue a revised draft/proposed permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection. For additional information, contact the Permitting Authority at the above address or phone number.

Petitions: 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. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the Public Notice or receipt of a written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Permitting Authority for notice of agency action may file a petition at the address indicated above, at the time of filing. A petition for administrative hearing must contain the information set forth below and must be filed (received) with the Agency Clerk in the Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, or to 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 upon 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, any email address, telephone number, and any facsimile number of the petitioner; (c) The name, address, any email address, telephone number, and any facsimile number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; (d) A statement of when and how each petitioner received notice of the agency action or proposed decision; (e) A statement of all disputed issues of material fact, if there are none, the petition must so indicate; (f) 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; (g) A statement of the relief sought by the petitioner, stating precisely the specific rules or statutes; and, (h) 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 written notice of intent to issue Air Permit. 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.

Mediation: Mediation is not available in this proceeding.

EPA Review: EPA has agreed to treat the draft/proposed Title V air operation permit as a proposed Title V air operation permit and to perform its 45-day review provided by the law and regulations concurrently with the public comment period, provided that the applicant also transmits an electronic copy of the required proof of publication directly to EPA at the following email address: ocuendo.ana@epa.gov. Although EPA's 45-day review period will be performed concurrently with the public comment period, the deadline for submitting a citizen petition to object to the EPA Administrator will be determined as if EPA's 45-day review period is performed after the public comment period has ended. The final Title V air operation permit will be issued after the conclusion of the 45-day EPA review period so long as no adverse comments are received that result in a different decision or significant change of terms or conditions. The status regarding EPA's 45-day review of this project and the deadline for submitting a citizen petition can be found at the following website address: <http://www.epa.gov/region4/air/permits/florida.htm>.

Objections: Finally, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 days of the expiration of the Administrator's 45-day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to the issuance of any Title V air operation permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30-day public comment period provided in the Public Notice, unless the petitioner demonstrates to the Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition with the Administrator of the EPA does not stay the effective date of any permit properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 20460. For more information regarding EPA review and objections, visit EPA's Region 4 web site at <http://www.epa.gov/region4/air/permits/florida.htm>.