

FLORIDA PUBLISHING COMPANY
Publisher
 JACKSONVILLE, DUVAL COUNTY, FLORIDA

STATE OF FLORIDA }
 COUNTY OF DUVAL }

Before the undersigned authority personally appeared _____

Janice B. Kelly

who on oath says that he is

Legal Advertising Representative

of The Florida Times-Union,

a daily newspaper published at Jacksonville in Duval County, Florida; that the

attached copy of advertisement, being a Legal Notice

in the matter of Notice of intent to issue permit
Amendment

in the _____ Court,

was published in THE FLORIDA TIMES-UNION in the issues of _____

July 17, 1995

Affiant further says that the said The Florida Times-Union is a newspaper published at Jacksonville, in said Duval County, Florida, and that the said newspaper has heretofore been continuously published in said Duval County, Florida, The Florida Times-Union each day, has been entered as second class mail matter at the postoffice in Jacksonville, in said Duval County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he 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.

Sworn to and subscribed before me

this _____ day of

VERA JANIE LIKENS
 MY COMMISSION # CC 22556 EXPIRES
 June 4, 1995
 BONDED TO USURY FAIN INSURANCE, INC.

**Notary Public,
 State of Florida at Large.**

My Commission Expires _____

**STATE OF FLORIDA
 DEPARTMENT OF ENVIRONMENTAL
 PROTECTION NOTICE OF INTENT
 TO ISSUE PERMIT AMENDMENT**

PSD-FL-137(B)

The Department of Environmental Protection (Department) gives notice of its intent to issue a permit amendment to Cedar Bay Generating Company, L.P., 7500 Old Georgetown Road, Bethesda, Maryland 20814. This facility consists of three circulating fluidized bed coal-fired boilers, associated coal, ash, and other material handling equipment, a cooling tower, and two limestone dryers. The facility is located in Jacksonville, Duval County, Florida. The amendments include the changes to the specific conditions for particulate matter and fugitive emissions associated with the material handling systems for ash pelletization, coal unloading, dry ash loading and removal, and limestone pulverization/conveyance from the site.

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, Florida Statutes (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 at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, within 14 days of publication of this notice. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

The Petition shall contain the following information: (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Department 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 facts which petitioner contends warrant reversal or modification of the Department's action or proposed action; (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and, (g) A state-

ment of the relief sought by petitioner, stating precisely the action petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this Notice. Persons whose substantial interests will be affected by any decision of the Department with regard to the application/request have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of publication of this notice in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention will only be at the approval of the presiding officer upon motion filed pursuant to Rule 28.5.207, Florida Administrative Code.

The application/request is available for public inspection during 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 Drive, Suite 4
 Tallahassee, Florida 32301

Department of Environmental Protection
 Northeast District Suite 200B
 7825 Baymeadows Way
 Jacksonville, Florida 32256-7577

Any person may send written comments on the proposed action to Administrator, New Source Review Section at the Department of Environmental Protection, Bureau of Air Regulation, Mail Station 5505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. All comments received within 14 days of the publication of this notice will be considered in the Department's final determination.

**Cedar Bay Generating Company,
Limited Partnership**

RECEIVED

MAR 4 1994

Bureau of
Air Regulation 66.7.2

March 3, 1994

Mr. Clair H. Fancy, P.E.
Chief, Bureau of Air Regulation
Florida Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

RE: Publication of Notice of DEP's Intent To Issue PSD Permit PSD-FL-137A to
CBGC

Dear Mr. Fancy:

Upon advice of our counsel, the Cedar Bay Generating Company, L.P. ("CBGC") plans to publish the enclosed notice in the legal advertisement section of the **Florida Times-Union**. CBGC believes that publication of such notice is preferred in order to assure the financial lenders that the potential risk of a future challenge to the prevention of significant deterioration ("PSD") permit is minimal. Please note that both the state and the federal notices are included in the enclosure. Proof of publication will be sent to Ms. Patty Adams at your office's address.

Should you or your staff have questions concerning the notice or publication of the notice, please contact me at (301) 718-6937.

Sincerely,



Barrett Parker
Environmental Specialist

BP/mm

Enclosure

cc: J.F. Stallwood, CBGC C.M. Staley, CBGC
J.G. Kelly, USGC M.V. Carney, USGC
K.Z. Duckers, USGC



Department of Environmental Protection
Notice of Amendment of PSD Permit
DEP No. PSD-LF-137A

The Department of Environmental Protection gives notice of its amendment of a prevention of significant deterioration (PSD) permit to Cedar Bay Generating Company, L.P., 7500 Old Georgetown Road, Bethesda, MD 20814. The Department previously issued a PSD permit for the operation of the Cedar Bay Cogeneration Project to be located in Jacksonville, Florida. The amended PSD permit will establish lower emission limits for the circulating fluidized bed boilers, require compliance for certain emissions to be demonstrated using continuous emissions monitors, authorize the use of short fiber rejects as a fuel, authorize the circulating fluidized bed boilers to operate at less than seventy percent capacity, reduce the sulfur content of fuel oil used and allow increased use of fuel oil during startup, decrease limestone dryer emissions, and reduce emission from the material handling and treatment area. Overall, the emissions and ambient air quality impacts will be reduced by the changes to the PSD permit.

A person whose substantial interests are affected by the Department's permitting decision may petition for an administrative determination (hearing) in accordance with Section 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 at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 within 14 days of publication of this notice. The Petitioner shall mail a copy of the petition to the applicant, Mr. Mark V. Carney, Cedar Bay Generating Company, L.P., 7500 Old Georgetown Road, Bethesda, MD 20814, at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative hearing under Section 120.57, F.S.

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The application for permit amendment and draft amended permit are available for public inspection during normal business hours, 8:00 AM to 5:00 PM, Monday through Friday, except legal holidays at

Department of Environmental Protection
Division of Air Resource
Magnolia Park Courtyard, Suite 4
Tallahassee, FL 32301
Preston Lewis
(904) 488-1344

Department of Environmental Protection
Northeast Division, Air Section
7825 Baymeadows Way, Suite 200-B
Jacksonville, FL 32256-7577
Ernest E. Frey, Director

Any person may send written comments on the proposed action to Mr. Preston Lewis at 2600 Blair Stone Road, Tallahassee, FL 32399, (904) 488-1344. All comments received within 30 days of publication of this notice will be considered in the Department's final determination. Further, a public hearing can be requested by any person. Such requests must be submitted within 30 days of this notice.



Lawton Chiles
Governor

Florida Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Virginia B. Wetherell
Secretary

FAX TRANSMITTAL SHEET

TO: Barnett Parker

DATE: 3-16-94 PHONE: 301-718-6900

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 3

FROM: Bruce Mitchell

DIVISION OF AIR RESOURCES MANAGEMENT

COMMENTS: If you are going to go to PM, it is
recommended that you include the following:

See attached pages

0115-120
Spoken BP out this.
BR

PHONE: 904-488-1344

FAX NUMBER: 904/922-6979

If there are any problems with this fax transmittal, please call the above phone number.

Department of Environmental Protection
Notice of Amendment of PSD Permit
DEP No. PSD-LF-137A

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111 South Magnolia Ave

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Northeast Division, Air Section
7825 Baymeadows Way, Suite 200-B
Jacksonville, FL 32256-7577
Ernest E. Frey, Director

Department of Regulatory
and Environmental Services
Air Quality Division
421 West Church Street, Suite 412
Jacksonville, FL 32202-4111
Steve Pace, 630-3666

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