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BUREAU OF AIR REGULATION

Certified Mail No. 7008 2810 0000 2175 6119
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February 25, 2010

Mr. Tom Cascio
Resource Review Section
Division of Air Resources Management
Florida Department of Environmental Protection
2600 Blair Stone Road – MS5505
Tallahassee, FL 32399-2400

Re: Stanton Energy Center
Public Notice
Title V Air Operation Permit Renewal
Permit No. 0950137-029-AV

Dear Mr. Cascio:

Enclosed please find proof of Public Notice of Intent To Issue Air Construction Permit and Title V Air Operation Permit revision published in the Orlando Sentinel newspaper edition of February 13, 2010.

Should you require further information, please call me at 407-423-9100 Ext. 3691.

Sincerely,

David R. Baez
Project Manager
Environmental Affairs

DRB:rc
Enclosures

cc: D. Stalls
G. Blair

I:\SEC\Air\PublicNotice\DRB-PublicNotice-ToDEP-IntentToIssueAirPermitandTitleVPermitRevision-022510

ORLANDO UTILITIES COMMISSION

Reliable Plaza at 100 West Anderson St | P O Box 3193 | Orlando, FL 32802 | 407.423.9100 Tel | 407.236.9616 Fax | www.ouc.com

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Orlando Sentinel

BUREAU OF AIR REGULATION

Published Daily

State of Florida } S.S. COUNTY OF ORANGE

Before the undersigned authority personally appeared Rose Riordan, who on oath says that he/she is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published at Orlando in Orange County, Florida; that the attached copy of advertisement, being a Public Notice in the matter of Draft Air Construction Permit No. 0950137-030-AC; Draft/Proposed Air Operation Permit Revision No. 0950137-029-AV In the Orange Court, was published in said newspaper in the issue; of 2/13/10.

Affiant further says that the said Orlando Sentinel is a newspaper published at Orlando, in said Orange County, Florida, and that the said newspaper has heretofore been continuously published in said Orange County, Florida, each Week Day and has been entered as second-class mail matter at the post office in Orlando in said Orange 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/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 the said newspaper.

The foregoing instrument was acknowledge before me this 15 day of February, 2010, by Rose Riordan, who is personally known to me and who did take an oath.

[Signature of Rose Riordan]

[Signature of Tameela Vargas]

(SEAL)



TAMEELA P. VARGAS NOTARY PUBLIC STATE OF FLORIDA Comm# DD0916491 Expires 8/12/2013

Order# 1051381

PUBLIC NOTICE OF INTENT TO ISSUE AIR CONSTRUCTION PERMIT AND TITLE V AIR OPERATION PERMIT REVISION Florida Department of Environmental Protection Division of Air Resource Management, Bureau of Air Regulation Draft Air Construction Permit No. 0950137-030-AC Draft/Proposed Air Operation Permit Revision No. 0950137-029-AV Orlando Utilities Commission, Stanton Energy Center Orange County, Florida Applicant: The applicant for this project is the Orlando Utilities Commission... Facility Location: The applicant operates the existing Stanton Energy Center... Project: The applicant applied on November 24, 2009, to the Department for an air construction permit and a revision of Title V air operation permit No. 0950137-027-AV... Permitting Authority: Applications for air construction permit are subject to review in accordance with the provisions of Chapter 403, Florida Statutes... 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... 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... Notice of Intent to Issue Permits: The Permitting Authority gives notice of its intent to issue an air construction permit to the applicant for the project described above... The Permitting Authority gives notice of its intent to issue a revised Title V air operation permit to the applicant for the project described above... Comments: The Permitting Authority will accept written comments concerning the draft air construction permit for a period of 14 days from the date of publication of the Public Notice... The Permitting Authority will accept written comments concerning the draft/propose Title V air operation permit revision for a period of 30 days from the date of publication of the Public Notice... 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.

A petition that disputes the material facts on 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 and telephone number of the petitioner; the name and address and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial rights will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) 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; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) 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 Public 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 for this proceeding. EPA Review: EPA has agreed to treat the draft/proposed Title V air operation permit revision as a proposed Title V air operation permit revision and to perform its 45-day review provided by the law and regulations concurrently with the public comment period. 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 results 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 761d(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 761d(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 761d(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.

COR1051381

2/3/2010