



Department of Environmental Protection

Lawton Chiles
Governor

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

Virginia B. Wetherell
Secretary

9/21/94
September 16, 1994

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. A. K. (Ben) Sharma, P.E.
Director of Utilities
P. O. Box 423219
Kissimmee, Florida 34742-3219

Dear Mr. Sharma:

RE: Kissimmee Utility Authority
Request for Extension of Construction
Permit No. AC 49-205703, PSD-FL-182

The Department is in receipt of your letter dated August 15, 1994, requesting a revision of Specific Conditions Nos. 7, 27 and 28, and an extension of the expiration date of the above mentioned permit. These requests are acceptable. The expiration date for this permit will be changed as follows:

FROM: March 31, 1995

TO: July 9, 1995

SPECIFIC CONDITION NO. 7

FROM: 7. Any other operating parameters established during compliance testing and/or inspection that will ensure the proper operation of this facility may be included in the operating permit.

TO: 7. Any other operating parameters established during compliance testing and/or inspection that will ensure the proper operation of this facility may be included in the operating permit or in this amended construction permit upon sufficient request and documentation to the Department by the owner/operator.

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SPECIFIC CONDITION NO. 27

FROM: 27. An application for an operation permit must be submitted to the Central District office at least 90 days prior to the expiration date of this construction permit. To properly apply for an operation permit, the applicant shall submit the appropriate application form, fee, certification that construction was completed noting any deviations from the conditions in the construction permit, and compliance test reports as required by this permit (F.A.C. Rules 62-4.05 and 62-4.220).

TO: 27. An application for an operation permit must be submitted to the Department's Central District office at least 90 days prior to the expiration date of this construction permit in accordance with Rule 62-4.055, F.A.C. To properly apply for an operation permit, the applicant shall submit the appropriate application form, fee, certification that construction was completed noting any deviations from the conditions in the construction permit, and compliance test reports as required by this permit (Rules 62-4.055 and 62-4.220, F.A.C.).

NEW SPECIFIC CONDITION NO. 28

28. The facility shall be allowed to commence operation in accordance with all the terms and provisions included herein, after conducting stack compliance testing as specified in Specific Condition No. 8. This extended and amended permit will allow continued operation after demonstration of compliance and is valid through the expiration date listed herein.

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. Petitions filed by the applicant of the amendment request/application and the parties listed below must be filed within 14 days of receipt of this amendment. Petitions filed by other persons must be filed within 14 days of the amendment issuance or within 14 days of their receipt of this amendment, whichever occurs first. 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

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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;
- (g) A statement of the relief sought by petitioner, stating precisely the action the 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 amendment. Persons whose substantial interests will be affected by any decision of the Department with regard to the request/application 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 receipt of this amendment 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.

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A copy of this letter shall be attached to the above mentioned permit and shall become a part of this permit.

Sincerely,



Howard L. Rhodes
Director
Division of Air Resources
Management

HLR/TH/bjb

Attachment to Be Incorporated:

Mr. A. K. (Ben) Sharma's letter of August 15, 1994.

cc: Charles Collins, CD

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this AMENDMENT and all copies were mailed by certified mail before the close of business on 9/21/94 to the listed persons.

Clerk Stamp

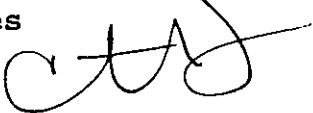
FILING AND ACKNOWLEDGMENT FILED,
on this date, pursuant to
120.52(11), Florida Statutes,
with the designated Department
Clerk, receipt of which is
hereby acknowledged.

Paulina J. Boutwell 9/21/94
Clerk Date

Florida Department of
Environmental Protection

Memorandum

CLAIR

TO: Howard Rhodes
FROM: Clair Fancy 
DATE: September 16, 1994
SUBJECT: Kissimmee Utility Authority
Request for Extension of Construction
Permit No. AC 49-205703, PSD-FL-182A

Kissimmee Utility Authority has requested that the referenced permit for its facility be revised/amended to change specific conditions Nos. 7, 27 and 28, and to extend the expiration date of the permit. The amendment will not allow an increase in permitted annual emissions of any air pollutant.

The Bureau recommends your approval.

CF/TH/bjb

Attachment

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. Addressee's Address
- 2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:
 Mr. A. K. Sharma, P.E.
 Director of Utilities
 P. O. Box 423219
 Kissimmee, Florida 34742-3219

4a. Article Number

P 872 562 694

4b. Service Type

- Registered Insured
- Certified COD
- Express Mail Return Receipt for Merchandise

7. Date of Delivery

9-23-94

5. Signature (Addressee)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

[Handwritten Signature]

PS Form 3811, December 1991

U.S. GPO: 1992-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

P 872 562 694



Receipt for Certified Mail

No Insurance Coverage Provided
 Do not use for International Mail
 (See Reverse)

Sent to Mr. A. K. Sharma, P.E.	
Street and No. P. O. Box 423219	
P.O., State and ZIP Code Kissimmee, FL 34742-3219	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date Mailed: 92194 AC 49-205703, PSD-FL-182	

PS Form 3800, JUNE 1991