

**The Orlando Sentinel**

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COUNTY OF ORANGE

**RECEIVED**

AUG 11 2000

BUREAU OF AIR REGULATION

Before the undersigned authority personally appeared Julia Nichols, who on oath says that he/she is the Legal Advertising Representative of The Orlando Sentinel, a daily newspaper published at ORLANDO in ORANGE County, Florida; that the attached copy of advertisement, being a **PUBLIC NOTICE OF** in the matter of 0970043-008-AC & 0970043-008-AV was published in said newspaper in the issue; of 07/12/00 Court,

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 acknowledged before me this 13th day of July, 192000, by Julia Nichols who is personally known to me and who did take an oath.

(SEAL)

cc: J. Kanner  
D. Shepleh  
CD  
NPS  
L. W. W. G. Dennis, EPA



ROBERT C. SIMMONS  
My Comm Exp. 3/10/2001  
Bonded By Service Ins  
No. CC619266  
[ ] Personally Known [ ] Other [ ]

**PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMITS**  
STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Project No. 0970043-008-AC: Modification of Air Construction Permit No. PSD-FL-182  
Project No. 0970043-009-AV: Revision of Title V Air Operation Permit No. 0970043-002-AV  
Kissimmee Utility Authority  
Cane Island Power Park  
Osceola County  
The Department of Environmental Protection (Department) gives notice of its intent to issue an air construction permit and a revised Title V major source operation permit to the Kissimmee Utility Authority for the Cane Island Power Park located in Osceola County at 6075 Old Tampa Highway in Intercession City, Florida. The applicant proposes to add an inlet air fogging system to the existing Unit 2 combined cycle combustion turbine. The system is designed to provide evaporative cooling of the compressor inlet air, which will allow a corresponding boost in power production. The applicant's mailing address is: P.O. Box 423219, Kissimmee, FL 34742-3219.  
The project will allow operation of the existing Unit 2 at higher levels of heat input and power output during periods of peak power demand and warm temperatures. However, there are no increases in the maximum heat input rates, power production, or emissions levels, which are established under the coldest expected ambient temperatures. Fogging simply allows performance of the combustion turbine at a lower temperature than the given ambient conditions. The existing combustion turbine remains subject to 40 CFR 60, Subpart GG, the New Source Performance Standards for stationary gas turbines. Based on a comparison of past actual operation to future allowable operation, the Department determines that this project does not exceed the Significant Emissions Rates specified in Table 62-212.400-2, F.A.C. Therefore, the project is not subject to the requirements of Rule 62-212.400, F.A.C. for the Prevention of Significant Deterioration (PSD) and no determination of Best Available Control Technology (BACT) determination is required. The analysis is detailed in the Department's Technical Evaluation and Preliminary Determination. Because PSD does not apply and maximum emissions will not increase, no air quality impact analysis was required. Emissions from the project will not consume PSD increment and will not significantly contribute to or cause a violation of any state or federal ambient air quality standards. The proposed project will not change any previous modeling demonstrations. The DRAFT air construction permit is a minor modification to the initial PSD Permit No. PSD-FL-182 and authorizes installation of the inlet air fogging system.

This public notice also includes a DRAFT Title V air construction permit, which authorizes operation of the proposed equipment. The applicant requested that the Title V be updated to incorporate modification to PSD-FL-182 Project No. 0970043-007-AC issued on December 21, 1999. The modification establishes final NOx emissions limit of ppmvd for Unit No. 1, a corresponding decrease in annual hours of operation to 5000, a combined NOx emissions for Unit Nos. 1 and 2 of 30 tons per consecutive months. The DRAFT Title V permit will revise only the applicable portions of Initial Title V Operation Permit No. 0970043-002-AV, including the page, pages in Subsection B and C of Section III (Coverage Emissions Units 001 and 002), Appendix H-1 (Permitting History), and Appendix S (Performance Summary Tables). Additional details regarding the Title V revisions are provided in the permit's Statement of Basis. The Department will issue FINAL air construction permit with the attached conditions less a response received in accordance with the following procedure results in a different decision or significant change of terms or conditions. The Department will issue the Title V Proposed Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of attached revisions to the Title V DRAFT Permit, unless a response received in accordance with the following procedure results in a different decision or significant change of terms or conditions. Note that the Final air construction permit may be issued prior to the FINAL Title V air operation permit. The Department will accept written comments concerning the proposed permit issuances for a period of thirty days from the date of publication of this Public Notice of Intent to Issue Air Permits. Written comments should be provided to the Department's Bureau of Air Regulation at 2600 E. Stone Road, Mail Station #5505, Tallahassee, FL 32304. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice. Mediation is not available in this proceeding.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen (14) days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen (14) days of publication of the public notice or within fourteen (14) days of receipt of this notice of intent, whichever occurs first. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen (14) days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition within the appropriate time period shall 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 will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department'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, 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 interests will be affected by the agency's determination; (c) A statement of how and when the petitioner received notice of the agency action or proposed action; (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; 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 Department'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 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 such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

With regard to the Title V permitting action and pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1); to object to issuance of any permit. Any petition shall be based only on objections to the permit that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in this 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.

A complete project file is available for public inspection during normal 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  
Telephone: 850/488-0114

Department of Environmental Protection  
Central District Office  
3319 Maguire Boulevard  
Suite 232  
Orlando, Florida 32803-3767  
Telephone: 407/894-7555

The complete project file includes the application, technical evaluations, DRAFT permits, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the project engineer, Jeff Koerner, in the New Source Review Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114 for additional information.  
COR3407925 JULY 12, 2000