



Gainesville Regional Utilities
Strategic Planning Department
301 SE 4th Avenue
Gainesville, FL 32601

FACSIMILE COVER SHEET

TO: Tom Cascio, FDEP

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FROM: YOLANTA JONYNAS

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Number of pages sent: 3 (including this cover sheet)

Date sent: 9/22/03

COMMENTS: _____

Attached is the Proof of Publication for Public Notice
of Intent to Issue Title V Air Operation Permit Renewal
for JAK

MAILING/BILLING ADDRESS: P. O. Box 147117, Sta. A-136
Gainesville, FL 32614-7117

25458

NO _____

THE GAINESVILLE SUN
Published Daily and Sunday
GAINESVILLE, FLORIDA

STATE OF FLORIDA
COUNTY OF ALACHUA

NAOMI WILLIAMS-JORDAN

Before the undersigned authority appeared.....
Classified Assistant Manager

Who on oath says that he/she is.....of **THE GAINESVILLE SUN**, a daily
newspaper published at Gainesville in Alachua County, Florida, that the attached copy of advertisement, being a
PUBLIC NOTICE OF INTENT, GRU- STRATEGIC PLANNING

.....
Air Operation Permit Renewal, Draft Permit Project No. 0010005-005-AV
in the matter of

in the.....Court, was published in said newspaper in the issues of
SEPTEMBER 14th
.....2003

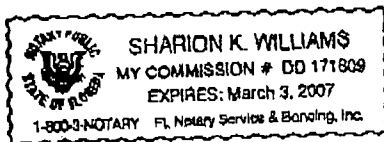
Affidavit further says that the said **THE GAINESVILLE SUN** is a newspaper published at Gainesville, in said
Alachua County, Florida, and that the said newspaper has heretofore been continuously published in said
Alachua County, each day, and has been entered as second class mail matter at the post office in Gainesville, in
Said Alachua 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 for publication in the said newspaper.

Sworn to and subscribed before me this

22 day of Sept, A.D., 2003

Sharion K. Williams
(seal) Notary Public

Naomi Williams-Jordan



Best Available Copy

**PUBLIC NOTICE
OF INTENT TO ISSUE
TITLE V
AIR OPERATION
PERMIT RENEWAL
STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION**

**DRAFT Permit Project
No. 001005-005-AV
J.R. Kelly
Generating Station
Alachua County**

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Renewal to the City of Gainesville, Gainesville Regional Utilities, for the J.R. Kelly Generating Station, located at 600 SE 3rd Street, Gainesville, Alachua County. The applicant's name and address are: Mr. Randy L. Casaralich, Facility Assistant General Manager, Energy Supply, City of Gainesville, Gainesville Regional Utilities (GRU), P.O. Box 147117 (2104), Gainesville, FL 32614-7117. The permitting authority will issue the PROPOSED Permit, and subsequent FINAL Permit, in accordance with the conditions of the DRAFT Permit unless a response received in accordance with the following procedures results in a different coalition or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Hall Station, Tallahassee, Florida 32309-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change to the DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.528 and 120.57 of the 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 of Environmental Protection, 2800 Commonwealth Boulevard, Tallahassee, Florida 32309-2000 (Telephone: 904/245-2042; Fax: 904/245-2103). Petitions filed by any persons other than those entitled to written notice under Section 120.528, F.S., must be filed within fourteen days of publication of the public notice. The public notice of receipt of the notice of intent, whichever occurs first, under Section 120.528, F.S., however, any person who asked the permitting authority for notice of agency action may file a petition within fourteen days of receipt of the notice of intent, whichever occurs first, under Section 120.528, F.S., or in intervals in this proceeding and participate as a party to it. Any subsequent intervention will be only at the discretion of the presiding officer upon the filing of a motion in accordance with Rule 701.05 of the Florida Administrative Code (F.A.C.).

A petition that disputes the material facts on which the permitting authority's action is based must contain the following information:
(1) The name and address of each agency affected and each agency's file or identification number, if known;
(2) The name, address and telephone number of the petitioner, name, address and telephone number of his petitioner's representative, if any, which shall be the address for service

purposes during the course of the hearing; and an explanation of how petitioner's substantial rights will be affected by the agency's determination;
(3) A statement of how and when the petitioner received notice of the agency action or proposed action;
(4) A statement of all disputed issues of material fact. If there are none, the petition must so state;
(5) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief;
(6) A statement of the specific relief or statutes the petitioner requests and requires reversal or modification of the agency's proposed action; and
(7) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action.

A person 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 comply with the same information as set forth above, as required by Rule 23-108.01, 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 notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority or the applicant have the right to petition to become a party to the proceeding. In accordance with the requirements set forth above, mediation is not available for this proceeding. In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 761(d)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 60 (thirty) day review period, as guaranteed by 42 U.S.C. Section 761(d)(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 expiration of Chapter 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 761(c)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 1915 Street, S.W., Washington, D.C. 20460.

A complete permit file is available for public inspection during normal business hours, 9:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays at:
Permitting Authority:
Department of Environmental Protection/Bureau of Air Regulation, 111 South Magnolia Street, Suite 4, Tallahassee, Florida 32301 (Telephone: 904/493-0114; Fax: 904/327-4879)
Affected District/Local Program:
Department of Environmental Protection/Northwest District Office, 7055 Baymeadows Way, Suite 2008 Jacksonville, Florida 32256-7500 (Telephone: 904/907-8500; Fax: 904/445-4207)

The complete permit file includes the DRAFT Permit Renewal application for renewal, and the information submitted by the responsible agency, including confidential records under Section 401.111 F.S. Interested persons may contact Scott M. Shephard, P.E., at the above address, or call (904) 9533, for additional information.

(925458) 9/14/03, Sunday