



TAMPA ELECTRIC

February 2, 1999

Mr. Jerry Kissel, P.E.  
Florida Department of Environmental Protection  
Southwest District  
3804 Coconut Palm Drive  
Tampa, Florida 33619

RECEIVED

FEB 05 1999

BUREAU OF  
AIR REGULATION

Via Fax and U.S. Mail

**Re: Tampa Electric Company (TEC) - F. J. Gannon Station  
Unit #3 Wood Derived Fuel Construction/Modification Permit  
Proof of Publication of the Intent to Issue  
FDEP File No. 0570040-008-AC**

Dear Mr. Kissel:

Pursuant to Rule 62-110.106(5), F.A.C., enclosed is the proof of publication of the Notice of Intent to Issue the Tampa Electric Company F.J. Gannon Station Unit #3 Wood Derived Fuel Construction/ Modification Permit. This notice was published in the legal section of the Tampa Tribune on Thursday, January 28, 1999.

Thank you for your attention to this matter. If you have any concerns or questions feel free to contact me at (813) 641-5034.

Sincerely,

Theresa J.L. Watley  
Consulting Engineer  
Environmental Planning

EP'bjtjtw629

c/enc: Mr. Al. Linero-FDEP  
Mr. Richard Kirby-EPCHC

THE TAMPA TRIBUNE  
Published Daily  
Tampa, Hillsborough County, Florida

State of Florida }  
County of Hillsborough } ss.

Before the undersigned authority personally appeared J. Rosenthal, who on oath says that she is Classified Billing Manager of The Tampa Tribune, a daily newspaper published at Tampa in Hillsborough County, Florida; that the attached copy of advertisement being a

LEGAL NOTICE

in the matter of \_\_\_\_\_

STATE OF FLORIDA

was published in said newspaper in the issues of \_\_\_\_\_

JANUARY 28, 1999

Affiant further says that the said The Tampa Tribune is a newspaper published at Tampa in said Hillsborough County, Florida, and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, each day and has been entered as second class mail matter at the post office in Tampa, in said Hillsborough County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, this advertisement for publication in the said newspaper.

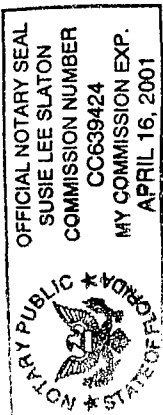
*J Rosenthal*  
28

Sworn to and subscribed before me, this \_\_\_\_\_ day  
of JANUARY, A.D. 19<sup>99</sup>

Personally Known \_\_\_\_\_ or Product Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

(SEAL)

*Susie Lee Slata*  
PO# N 17008



ENVIRONMENTAL PROTECTION  
NOTICE OF INTENT TO  
ISSUE PERMIT  
The Department of Environmental Protection gives notice of its intent to issue an air pollution permit (0570040-001 AC) to Tampa Electric Company for the modification of the operating limitations of Unit 3 of their E. J. Ganno Station power generation facility located on Port Sulphur Road in Tampa, Hillsborough County. The proposed modification is to allow for combustion of a coal and wood derived fuel (i.e., paper pellets, yard waste and/or wood chips) blend in Unit 3 (APPL CANT. MAILING ADDRESS Tampa Electric Company 6944 US Highway 41 North Apollo Beach, Florida 33572-9200 to the attention of Mr. Gregory M. Nelson, Manager, Environmental Planning).  
The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedure for petitioning for a hearing are set forth below.  
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, 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 3900 Commonwealth Boulevard, Mall Station 35 Tallahassee, Florida 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen 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), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication of the petition to the applicant or the address indicated above of 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 intervenor will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28.106.205 F.A.C.  
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 interest will be affected by the agency determination.  
(c) A statement of how and when 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, as well as the rules and statutes which entitle the petitioner to relief, and  
(f) A demand for relief.  
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 28.106.30, F.A.C.  
Because the administrative hearing process is designed to formulate final agency action, the Department's final action may be different from the position taken by it in this permit. 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.  
Mediation is not available in this proceeding.  
The application 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 8407 Laurel Fair Circle, Tampa, Florida.  
Any person may request to obtain additional information, a copy of the application (except for information entitled to confidential treatment pursuant to Section 403.111, F.S.), all relevant supporting materials, a copy of the permit draft, and all other materials available to the Department that are relevant to the permit decision. Additionally, the Department will accept written comments concerning the proposed permit issuance action for a period of 14 (fourteen) days from the date of publication of Public Notice of Intent to Issue Permit. Requests and written comments filed should be provided to the Florida Department of Environmental Protection at 3801 Coconut Palm Drive, Tampa FL 33619 to the attention of Mr. Jerry Kissel (phone no. 813-744-6100, ext. 107) referencing Permit File No. 0570040-008-AC. Any written comments filed shall be made available for public inspections. 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.  
1258 1/28/99