

One Energy Place
Pensacola, Florida 32520

Tel 850.444.6111

RECEIVED

APR 28 2003

BUREAU OF AIR REGULATION

Certified Mail



April 24, 2003

Mr. Michael P. Halpin, P.E.
Florida Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road
Mail Station #5510
Tallahassee, Florida 32399-2400

Dear Mr. Halpin:

RE: STANTON A COMBINED CYCLE PERMIT #0950137-002-AC (PSD-313)
PSD Permit Modification for CEM Span & Startup - Public Notice Affidavit

Thanks for the quick response to Southern Company Florida LLC's request for CEM span corrections and alternative startup language for the Stanton A Combined Cycle Unit. Enclosed is the proof of publication, i.e., newspaper affidavit regarding the Public Notice of Intent to Issue PSD Modification originally sent to Robert G. Moore (Southern Company Services) on April 18, 2003.

Please let me know if you have any questions regarding this matter and if you receive any public comments regarding the modification.

Sincerely,

A handwritten signature in black ink that reads "Dwain Waters, Q.E.P." The signature is written in a cursive style.

G. Dwain Waters, Q.E.P.
Air Quality Programs Supervisor

Cc: J. O. Vick, Gulf Power Company
Robert A. Schaffeld, Southern Company
Ronnie H. Walston, Southern Company
Leonard Kozlov, FDEP, Central District
Denise Stalls, OUC
Fred Haddad, OUC

Orlando Sentinel

Published Daily

State of Florida } S.S.
COUNTY OF ORANGE

Before the undersigned authority personally appeared DORIS J. HORTON

, 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 OF in the matter of PSD-FL-313

in the ORANGE Court, was published in said newspaper in the issue; of 04/19/03

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.

Doris J. Horton

The foregoing instrument was acknowledged before me this 22 day of APR, 20 03, by DORIS J. HORTON, who is personally known to me and who did take an oath.

(SEAL)

DEBORAH M TONEY
My Comm Exp. 11/18/2005
No. DD 072564
 Personally Known Other I.D.

RECEIVED

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BUREAU OF AIR REGULATION

PUBLIC NOTICE OF INTENT TO ISSUE PSD PERMIT MODIFICATION STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION DEP File No. PSD-FL-313 OUC/KUA/FMPA/Southern Company, Florida, LLC Stanton Unit A Orange County

The Department of Environmental Protection (Department) gives notice of its intent to issue a PSD Permit Modification to OUC/KUA/FMPA/Southern Company, Florida, LLC for the Stanton Combined Cycle Unit A located at 5100 South Alafaya Trail, Orange County, Florida. The permit is to revise the conditions relative to span values for the continuous emission monitors and to provide an alternate NOX and CO emission standard during start-up conditions. This is a new generating unit and is under construction. A new determination of Significant Air Quality (SAQ) pursuant to the Rules for the Prevention of Significant Deterioration (PSD) was not required because

any emissions increases will be less than the applicable significant emission rates given in Table 212.400-2, F.A.C. The applicant's mailing address is: Robert G. Moore, Southern Company Services, One Energy Place, Pensacola FL 32520. An air quality impact analysis was not required. The Department will issue the Final Permit with the attached conditions unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

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 this Public Notice of Intent to Issue PSD Permit Modification. Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station #5505, Tallahassee, FL 32399-2400. 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.

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 procedures for petitioning for a hearing are set forth below. 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 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 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), 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. 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 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, 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 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.

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.

A complete project file is available for public inspection during normal business hours, 8:30 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Florida Department of Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Drive, Suite 4
Tallahassee, Florida, 32301
Telephone: (850) 488-1114
Fax: (850) 922-6979
Florida Department of Environmental Protection
Central District Office
3319 Maguire Boulevard, Suite 23
Orlando, Florida 32803-3767
Telephone: (407) 874-7555
Fax: (407) 877-2966

The complete project file includes the application, Draft permit, and the information submitted by the Responsible Official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, New Source Review Section, at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information. COR 4998090 4/19/03