

One Energy Place  
Pensacola, Florida 32520

Tel 850.444.6111

RECEIVED

JAN 22 2004

BUREAU OF AIR REGULATION



Certified Mail

January 20, 2004

Mr. Tom Cascio  
Florida Department of Environmental Protection  
Bureau of Air Regulation  
2600 Blair Stone Road  
Mail Station #5510  
Tallahassee, Florida 32399-2400

Dear Mr. Cascio:

RE: STANTON A COMBINED CYCLE TITLE V PERMIT  
Facility ID # 0950137  
Public Notice Affidavit (Intent to Issue Title V Air Operation Permit Revision)

Thanks for the quick response to Southern Company Florida LLC's request for incorporation of the Stanton A Combined Cycle PSD permit into the Curtis H. Stanton Energy Center Title V permit. We have received the draft permit and will prepare comments over the next several weeks. As previously instructed, we have enclosed the proof of publication, i.e., newspaper affidavit regarding the Public Notice of Intent to Issue Title V Air Operation Permit Revision originally sent to Ronald H. Walston (Southern Company) on January 6, 2004.

Please let me know if you have any questions regarding this matter and if you receive any public comments regarding the draft Title V permit for Stanton A.

Sincerely,

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

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State of Florida } s.s.  
COUNTY OF ORANGE

BUREAU OF AIR REGULATION

Before the undersigned authority personally appeared Linda Bridgewater

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 #0950137-005-AV

in the ORANGE Court, was published in said newspaper in the issue; of 01/15/04

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.

*Linda Bridgewater*

The foregoing instrument was acknowledged before me this 15 day of Jan, 20 04, by Linda Bridgewater who is personally known to me and who did take an oath.

*Beverly C. Simmons*

(SEAL)

BEVERLY C. SIMMONS  
My Comm Exp. 3/10/05  
No. DD 004941  
 Personally Known  Other I.D.

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT REVISION

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

DRAFT Permit  
Project No. 0950137-005-AV  
Curtis H. Stanton Energy Center  
Orange County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Revision to the Orlando Utilities Commission and OUC/KU/AMP/Southern Company, Florida, LLC for the Curtis H. Stanton Energy Center, located at 5100 Alafaya Trail, Orlando, Orange County. The applicant's name and address are: Mr. Ronald H. Weston, Responsible Official, Southern Company, P.O. Box 781295, Orlando, FL 32878.

The purpose of this permit is to revise the facility's current Title V Air Operation Permit to include two additional dual fuel combined cycle units with heat recovery steam generators (emission units 025 and 026). Each new unit is a 170-megawatt General Electric combustion turbine generator with a 160-foot stack. 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 decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed DRAFT PERMIT issued on or after the 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, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this 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 120.569 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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2242; Fax: 850/245-2303). Petitions filed by any person other than those notified by 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 the notice of intent, whichever occurs first. Under Section 120.60(3) 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 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 applicable 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 Ad-

A petition that contains material facts on which the permitting authority'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; 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 petitioner's substantial rights will be affected by the agency 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 state;  
(e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief;  
(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action and the reasons therefor;  
(g) 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 petition 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 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 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 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 for this proceeding.  
In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 764(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 764(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 49-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 764(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, 9:00 a.m. to 4:00 p.m., Monday through Friday, except legal holidays, at:

Permitting Authority  
Department of Environmental Protection  
Bureau of Air Regulation  
3111 South MacDill Drive  
Suite 4  
Tallahassee, Florida 32301  
Telephone: 850/488-0111  
Fax: 850/722-6979  
Affected District/Local Programs  
Department of Environmental Protection  
Central District Office  
3319 Macaulay Boulevard  
Suite 220  
Orlando, Florida 32803-3767  
Telephone: 407/894-7525  
Fax: 407/891-8726  
The complete project file includes the DRAFT Permit, the application for revision, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact Scott McSheplak, P.L.E., at the above address, or call 850/921-9522, for additional information.  
GORS-23004 1/15/04