Shady Hills Power Company, L.L.C. 120 Long Ridge Road, Stamford, CT 06927

October 2, 2008

Via Federal Express

Mr. Bruce Thomas
Florida Department of Environmental Protection
Bureau of Air Regulation – MS 5505
2600 Blair Stone Road
Tallahassee, FL 32399-2400

RECEIVED

OCT 03 2008

BUREAU OF AIR REGULATION

Re:

Shady Hills Power Company L.L.C.

Draft Air Permit Nos. 1010373-009-AC (PSD-FL-280A), 1010373-010-AV

Proof of Public Notice

Dear Mr. Thomas:

Enclosed please find proof of publication for the Public Notice of Intent to Issue Air Permits for Shady Hills Power Company, L.L.C. The notice was published in *The St. Petersburg Times* on September 26, 2008.

If you have any questions or require additional information, please do not hesitate to call Mr. Phillip Carlotta, Facility Manager, at 727/857-1787.

Sincerely,

Rick Waggoner &

Principal

Compliance Opportunities Group, LLC

Enclosures

cc:

Roy Belden – GE Energy Financial Services Bill Stevens – GE Energy Financial Services Phillip Carlotta – Shady Hills Power Company

An Edition of the St. Petersburg Times

Published Daily Port Richey, Pasco County, Florida

STATE OF FLORIDA COUNTY OF PASCO:

Before the undersigned authority personally appeared Jessica Attard wh
on oath says that she is <u>Legal Clerk</u> of the Pasco <u>Times</u> a daily newspaper published at Port Richey, in Pasco
County, Florida: that the attached copy of
advertisement, being a <u>Legal Notice</u> in the matter of
RE: Public Notice of Intent to Issue Air Permit.
Shady Hills Power Company, LLC
Time rewer company, EEC
in the Court
was published in said newspaper in the issues of
September 26, 2008
Affiant further says the said Pasco Times is a
newspaper published at Port Richey, in said Pasco
County, Florida, and that the said newspaper has
heretofore been continuously published in said Pasco
County, Florida, each day and has been entered as
second class mail matter at the post office in Port
Richey in said Pasco 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, firm,
or corporation any discount, rebate, commission or
refund for the purpose of securing this advertisement
for publication in the said newspaper.
-or passion in the said newspaper
Signature of Affiant
Signature of Affiant
Sworn to and subscribed before me this 26th day
of September , 2008 .
, 2000

Mary Ellen Steepton Signature of Notary Public

Personally known

X or produced identification Type of identification produced

RECEIVE

OCT 03 2008

BUREAU OF AIR REGULATION ...

PUBLIC NOTICE OF INTENT TO ISS

Florida Department of Environr Division of Air Resource Management,

Draft Air Construction Permit No. 1010373-009-AC Draft Permit No. 1010373-010-AV, Concurrent Tit

Shady Hills Generating Pasco County Applicant: The applicant for this project is Shady Hills Power Company, LLC. The applicant's ε Ridge Road, Stamford, Connecticut 06927.

Facility Location: The Shady Hills Power Company, LLC operates an existing electrical genera located in Spring Hill, Florida.

Project: The purpose of this project is to revise the original air construction permit 1010373-00 Project: The purpose of this project is to revise the original air construction permit 1010373-01.

1010373-00-6-AV to incorporate the specific conditions of air construction Permit No. 1010373-01.

(Emissions Unit (EU)-001, EU-002 and EU-003) from 1,612 to 1,704 million Btu per hour (MMBtu/fifring distillate oil. The increases are requested to correct estimates provided by the gas turb. No physical changes are necessary to realize the requested heat input increases. No increase requested to accommodate the change. The applicant does not expect any increased utilization all applicable provisions of the air construction and operation permits.

Permitting Authority: Applications for air construction permits are subject to review in acco62-4, 62-204, 62-210, 62-212, 62-296 and 62-297 of the Fiorida Administrative Code (F.A.C). Applic
provisions of Chapter 403, F.S. and Chapters 62-4, 62-210, 62-213 and 62-214 F.A.C. The projects
air operation permits. The Fiorida Department of Environmental Protection's Bureau of Air Re
determination for this project. The Bureau of Air Regulation's physical address is 111 South M
Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Bureau of Air Regulation's pi

Project File: A complete project file is available for public inspection during the normal busin holidays), at address indicated above for the Permitting Authority. The complete project file i Determination, the application, and the information submitted by the applicant, exclusive of the Permitting Authority's project review engineer for additional information at the address a

Notice of Intent to Issue Air Permit: The Permitting Authority gives notice of its Intent to Iss has provided reasonable assurance that operation of the proposed equipment will not adver: provisions of Chiapters 62-4, 62-204, 62-210, 62-212, 62-213, 62-213, 62-297 F.A.C. The proposed Title V air operation permit revision (and subsequent final Title V air operation per unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.5 in a different decision or a significant change of terms or conditions.

Comments on the Draft Air Construction Permit Revision:

The Permitting Authority will acc a period of 14 days from the date of publication of the Public Notice. Written comments must day period by the Permitting Authority at the above address. If written comments result in a revised Draft Permit and require, if applicable, another Public Notice: All comments filed will The Permitting Authority will acc

Comments on the Draft Title V Air Operation Permit Revision: The Permitting Authority will from the date of publication of the Public Notice. Written comments must be received by the Permitting Authority at the above address. As part of his or her comments, any person may a permitting action. If the Permitting Authority determines there is sufficient interest for a publication in the Florida Administrative Weekly and in a newspaper of general circulation in the Permitting Authority at the above address or phone number. If written comments or commer the Draft Permit, the Permitting Authority will issue a revised Draft Permit and require, if appublic inspection. public inspection.

Petitions: A person whose substantial interests are affected by the proposed permitting dec 120.559 and 120.57, F.S. The petition must contain the information set forth below and must b Office of General Counsel of the Department of Environmental Protection, 3900 Commonweal 850/245-2241; Fax: 850/245-2303). Petitions filled by any persons other than those entitled to within 14 days of publication of this Public Notice or receipt of a written notice, whichever or Permitting Authority for notice of agency action may file a petition within 14 days of receipt of the petition to the applicant at the address indicated above, at the time of filling. The failur constitute a waiver of that person's right to request an administrative determination (hearin this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding upon the filling of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Permitting Authority's action is base agency affected and each agency's file or identification number, if known; (b) The name, add number of the petitioner's representative, if any, which shall be the address for service purp petitioner's substantial interests will be affected by the agency determination; (c) A stateme of the agency action or proposed decision; (d) A statement of all disputed issues of material facts the petitioner contends warrant reversal or modification of the agency's proposed action require reversal or modification of the agency's proposed action including an explanation of statement of the relief sought by the petitioner, stating precisely the action the petitioner with the does not dispute the material facts upon which the Permitting Authority's action is base 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 different from the position taken by it in this Public Notice of Intent to Issue Air Permit. Person decision of the Permitting Authority on the application have the right to petition to become a

ediation: Mediation is not available in this proceeding.

Objections to the Draft Title V Air Operation Permit : Finally, pursuant to 42 United States C the EPA within 60 days of the expiration of the Administrator's 45-day review period as estal Any petition shall be based only on objections to the Title V permit that were raised with rea this notice, unless the petitioner demonstrates to the administrator of the EPA that it was in grounds for such objection arose after the comment period. Filing of a petition with the Admin properly issued pursuant to the provisions of Chapter 62-213, F.A.C. Petitions filed with the A and must be filed with the Administrator of the EPA at: U.S. EPA. 401 M Street, S.W., Washing

LC NOTICE OF INTENT TO ISSUE AIR PERMITS

rida Department of Environmental Protection
Air Resource Management, Bureau of Air Regulation

on Permit No. 1010373-009-AC, Air Construction Permit Revision 0373-010-AV, Concurrent Title V'Air Operation Permit Revision

Shady Hills Generating Station
Pasco County

Party Telegraphics (pany, LLC. The applicant's authorized representative and mailing address is: Mr. Roy S. Beldon, 120 Long

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रक्षांदुर्भ अस्तान हो तरक होत्र जिसे होते अने

and the second property of the second of the an existing electrical generating power plant in Pasco County located at 14240 Merchant Energy Way

nstruction permit 1010373-001-AC/PSD-FL-280 and concurrently revise Title V air operation permit No. uction Permit No. 1010373-009-AC to allow increases for the three 170 megawatt (MW) simple cycle units illion Btu per hour (MMBtu/hr) when firing natural gas and an increase from 1,806 to 1,889 MMBtu/hr when les provided by the gas turbine vendor that underestimate the actual performance of the installed turbines input increases. No increase in the emissions standards (concentrations or mass emissions rates) are spect any increased utilization as a result of the change. The emissions units will continue to comply with mits.

e subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters strative Code (F.A.C). Applications for Title V air operation permits are subject to review in accordance with d 62-214 F.A.C. The projects are not exempt from the permitting procedures for air construction and Title V otection's Bureau of Air Regulation is the Permitting Authority responsible for making a permit sical address is 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301 and the mailing address is 2600 ureau of Air Regulation's phone number is 850/488-0114. e de la composição de la c La composição de la compo

on during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal ... The complete project file includes the Draft Permit, the Technical Evaluation and Preliminary the applicant, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact aformation at the address and phone number listed above.

es notice of its intent to issue an air permit to the applicant for the project described above. The applicant dequipment will not adversely impact air quality and that the project will comply with all applicable 2-296 and 62-297 F.A.C. The Permitting Authority will issue a final air construction permit revision and a lai Title V air operation permit revision) in accordance with the conditions of the proposed Draft Permits r Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results

ermitting Authority will accept written comments concerning the Draft Air Construction Permit Revision for e. Written comments must be received by the close of business (5:00 p.m.), on or before the end of this 14-itten comments result in a significant change to the Draft Permit, the Permitting Authority will issue a ce. All comments filed will be made available for public inspection.

he Permitting Authority will accept written comments concerning the Draft Permit for a period of 30 days ts must be received by the close of business (5:00 p.m.), on or before the end of this 30-day period by the mments, any person may also request that the Permitting Authority hold a public meeting on this sufficient interest for a public meeting, it will publish notice of the time, date, and of general circulation in the area affected by the permitting action. For additional information, contact the tten comments or comments received at a public meeting result in a significant change to Permit and require, if applicable, another Public Notice. All comments filed will be made available for

e proposed permitting decision may petition for an administrative hearing in accordance with Sections et forth below and must be filed with (received by) the Department's Agency Clerk in the tection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahasses, Florida 32399-3000 (Telephone: ser than those entitled to written notice under Section 120.60(3), F.S., must be filed ritten notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the swithin 14 days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy the time of filing. The failure of any person to file a petition within the appropriate time period shall tive determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in tervention (in a proceeding initiated by another party) will be only at the approval of the presiding officer C.

Authority's action is based must contain the following information: (a) The name and address of each known: (b) The name, address, and telephone number of the petitioner; the name, address and telephone e address for service purposes during the course of the proceeding; and an explanation of how the termination; (c) A statement of when and how each petitioner received notice lisputed issues of material fact; (e) A concise statement of the ultimate facts alleged, including the specific he agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A he action the petitioner wishes the agency to take with respect to the agency's proposed action. A petition Authority's action is based shall state that no such facts are in dispute and otherwise shall contain the 1, F.A.C.

ate final agency action, the filing of a petition means that the Permitting Authority's final action may be t to Issue Air Permit. Persons whose substantial interests will be affected by any such final th to petition to become a party to the proceeding, in accordance with the requirements set forth above.

suant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the administrator of flay review period as established at 42 U.S.C. Section 7661d(b)(1), to object to issuance of any Title V permit. that were raised with reasonable specificity during the 30 (thirty) day public comment period provided in or of the EPA that it was impracticable to raise such objections within the comment period or unless the of a petition with the Administrator of the EPA does not stay the effective date of any Title V permit . Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C Section 7661d(b)(2), 134 State S.W. Washington D.C. 2046. (2013) 2772 06 (2018)