



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blairstone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Jennifer Carroll
Lt. Governor

Herschel T. Vinyard Jr.
Secretary

April 25, 2011

Electronic Mail – Received Receipt Requested

Roy.Belden@GE.com
Mr. Roy S. Belden, Vice President
Shady Hills Power Company, LLC
120 Long Ridge Road
Stamford, Connecticut 06927

Re: Request for Additional Information #2 - Reminder
Project No. 1010373-011-AC, PSD-FL-402A
Shady Hills Generating Station
Revised BACT Determination for Project PSD-FL-402

Dear Mr. Belden:

The Department received your response to request for additional information for an Air Construction Permit application No. 1010373-011-AC (PSD-FL-402A) on February 7, 2011. Based on the information received in your response, the application is still deemed incomplete. A second request for additional information needed to process your application was sent to you on March 9, 2011. We have not yet received the requested additional information. Rule 62-4.055(1) of the Florida Administrative Code (F.A.C.) requires the following:

*“The applicant shall have **ninety days** after the Department mails a timely request for additional information to submit that information to the Department. If an applicant requires more than ninety days in which to respond to a request for additional information, the applicant may notify the Department in writing of the circumstances, at which time the application shall be held in active status for one additional period of up to ninety days. Additional extensions shall be granted for good cause shown by the applicant. A showing that the applicant is making a diligent effort to obtain the requested additional information shall constitute good cause. Failure of an applicant to provide the timely requested information by the applicable deadline shall result in denial of the application.”*

It has been more than 47 days since our request for additional information (RAI). You are reminded that the permit processing time clock has stopped for this project and that we will not continue our review until we receive the additional information. If you require a period of time in addition to the 90 days allowed by rule, please submit a written request indicating the amount of time necessary. If you fail to provide the additional information or request additional time to submit the additional information, we will deny your application for air permit. If you have any questions regarding this matter, please contact me at 850/717-9111 (permitting) or Cleve Holladay (modeling) at 850/717-9089.

Sincerely,



Robert L. Bull, Jr., P.E.
New Source Review Section
Bureau of Air Regulation

This letter was sent to the following people by electronic mail with received receipt requested.

Scott Osbourn, P.E., Golder Associates, Inc. (sosbourn@golder.com)
Cindy Zhang-Torres, P.E., DEP-SWD (Cindy.Zhang-Torres@dep.state.fl.us)
Kathleen Forney, EPA Region 4 (forney.kathleen@epa.gov)
Catherine Collins, Fish and Wildlife Service (catherine_collins@fws.gov)
Meredith Bond, Fish and Wildlife Service (meredith_bond@fws.gov)
Vickie Gibson, DEP-BAR (victoria.gibson@dep.state.fl.us) (for read file)

JFK/rlb

Livingston, Sylvia

From: Livingston, Sylvia
Sent: Monday, April 25, 2011 2:03 PM
To: 'roy.belden@ge.com'
Cc: 'sosbourn@golder.com'; Zhang-Torres; 'forney.kathleen@epa.gov'; 'catherine_collins@fws.gov'; 'meredith_bond@fws.gov'; Gibson, Victoria; Bull, Robert; Walker, Elizabeth (AIR)
Subject: RAI Reminder: Shady Hills Power Company, LLC - Shady Hills Generating Station (1010373-011-AC/ PSD-FL-402A)
Attachments: RAI Reminder 1010373-011-AC.pdf

Tracking:	Recipient	Delivery	Read
	'roy.belden@ge.com'		
	'sosbourn@golder.com'		
	Zhang-Torres	Delivered: 4/25/2011 2:04 PM	Read: 4/25/2011 2:09 PM
	'forney.kathleen@epa.gov'		
	'catherine_collins@fws.gov'		
	'meredith_bond@fws.gov'		
	Gibson, Victoria	Delivered: 4/25/2011 2:04 PM	
	Bull, Robert	Delivered: 4/25/2011 2:04 PM	Read: 4/25/2011 2:04 PM
	Walker, Elizabeth (AIR)	Delivered: 4/25/2011 2:04 PM	

Dear Sir/Madam:

Please send a "reply" message verifying receipt of the attached document(s); this may be done by selecting "Reply" on the menu bar of your e-mail software, *noting that you can view the documents*, and then selecting "Send". We must receive verification of receipt and your reply will preclude subsequent e-mail transmissions to verify receipt of the document(s).

The document(s) may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible.

The document is in Adobe Portable Document Format (pdf). Adobe Acrobat Reader can be downloaded for free at the following internet site: <<http://www.adobe.com/products/acrobat/readstep.html>> .

The Bureau of Air Regulation is issuing electronic documents for permits, notices and other correspondence in lieu of hard copies through the United States Postal System, to provide greater service to the applicant and the engineering community. Please advise this office of any changes to your e-mail address or that of the Engineer-of-Record.

Thank you,

Sylvia Livingston
Division of Air Resource Management (DARM)
Department of Environmental Protection
850/717-9043 (New Phone)
sylvia.livingston@dep.state.fl.us

Livingston, Sylvia

From: Belden, Roy S (GE Capital) [roy.belden@ge.com]
Sent: Monday, April 25, 2011 3:17 PM
To: Livingston, Sylvia
Cc: sosbourn@golder.com; Zhang-Torres; forney.kathleen@epa.gov; catherine_collins@fws.gov; meredith_bond@fws.gov; Gibson, Victoria; Bull, Robert; Walker, Elizabeth (AIR)
Subject: RE: RAI Reminder: Shady Hills Power Company, LLC - Shady Hills Generating Station (1010373-011-AC/ PSD-FL-402A)

Ms. Livingston,

Thanks for sending me a pdf of Mr. Bull's April 25, 2011 letter noting that our response to the March 9, 2011 request for additional information (RAI) remains outstanding. I was able to open and review the letter.

Shady Hills is working with Golder Associates to prepare a written response to the RAI, and we expect to submit the response in the next few weeks. At this point, we do not expect to need any additional time beyond the 90 day period to submit the response.

Regards, Roy

Roy S. Belden
Vice President
Shady Hills Power Company LLC
c/o GE Energy Financial Services
800 Long Ridge Road
Stamford, CT 06927

T: +1 203-357-6820
M: +1 203-240-4321
F: +1 203-961-5116
roy.belden@ge.com

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Livingston, Sylvia

From: Bull, Robert
Sent: Monday, April 25, 2011 3:20 PM
To: Belden, Roy S (GE Capital); Livingston, Sylvia
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Good Afternoon,

Thank you for the follow up. Please contact me or Cleve if you have any questions or concerns.

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