



CSW Energy, Inc.

A Central and South West Company
Mulberry Cogeneration Facility
Post Office Box 824
3600 Hwy. 555
Bartow, Florida 33831-0824

Telephone (863) 533-9073
Facsimile (863) 533-4092

VIA FEDERAL EXPRESS

October 18, 2002

Mr. Scott Sheplack, P.E.
Department of Environmental Protection
Bureau of Air Regulation
Twin Towers Office Building
2600 Blair Stone Road, Mail Station #5505
Tallahassee, Florida 32399-2400

Re: Polk Power Partners, L.P.
Title V Permit No. 1050217-001-AV
Affidavit of Publication

Dear Mr. Sheplack:

Please find enclosed the original Affidavit of Publication for the "PUBLIC NOTICE OF INTENT TO ISSUE A COMBINED AIR CONSTRUCTION PERMIT/TITLE V OPERATION PERMIT RENEWAL" for the above referenced facility.

If you have any questions regarding this submittal, please contact Gwynne Johnson at 863-533-9073, ext. 238.

Sincerely,

A handwritten signature in black ink that reads "Don Walters".

Don Walters
Responsible Official

xc: Wade Smith, PPP

RECEIVED

OCT 21 2002

BUREAU OF AIR REGULATION

AFFIDAVIT OF PUBLICATION
The Polk County Democrat

Published Semi-Weekly
Bartow, Polk County, Florida

STATE OF FLORIDA

COUNTY OF POLK:

Before the undersigned authority personally appeared Mary G. Frisbie, who on oath says that he or she is treasurer of The Polk County Democrat, a newspaper published at Bartow in Polk County, Florida; that the attached copy of advertisement, being a Public Notice of Intent to Issue A Combined Air Construction Permit / Title V Operation Permit Renewal in the matter of Air Construction Permit No. 1050217-003-AC, and Title V Operation Permit Renewal No. 10540217-002-AV, Renewal to Title V Air Operation Permit No. 1050217-001-AV, was published in said newspaper in the issues of Sept. 26, 2002.

Affiant further says that The Polk County Democrat is a newspaper published at Bartow, in said Polk County, Florida, and that the said newspaper has heretofore been continuously published in said Polk County, Florida, each Monday and Thursday and has been entered as periodicals matter at the post office in Bartow, in said Polk County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or 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.

Signed Mary G. Frisbie

Sworn to and subscribed before me this 2nd day of October, 2002, by Mary G. Frisbie, who is personally known to me.

C. Joanne Ethington
(Signature of Notary Public)

C. Joanne Ethington
Notary Public



RECEIVED

OCT 21 2002

BUREAU OF AIR REGULATION

#4419

PUBLIC NOTICE OF INTENT TO ISSUE A COMBINED AIR CONSTRUCTION PERMIT / TITLE V OPERATION PERMIT RENEWAL
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
Air Construction Permit No. 1050217-003-AC
Title V Operation Permit Renewal No. 1050217-002-AV
Renewal to Title V Air Operation Permit No. 1050217-001-AV
Polk Power Partners, L.P., Inc.
Mulberry Cogeneration Facility
Polk County
The Department of Environmental Protection (Department) gives notice of its intent to issue a combined Air Construction Permit / Title V Operation Permit Renewal to Polk Power Partners, L.P., Inc. for the Mulberry Cogeneration Facility located at 3600 County Road 555, Bartow, Polk County. The applicant's name and address are Polk Power Partners, L.P., Inc. 1125 US 98 South, Suite 100, Lakeland, Florida 33801.
The Department will issue the combined Draft Air Construction Permit / Title V PROPOSED Operation Permit Renewal, and subsequent combined Final Air Construction Permit / Title V FINAL Operation Permit Renewal, in accordance with the conditions of the attached Draft Air Construction Permit / Title V DRAFT Operation Permit Renewal unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions. The Department has determined that a combined Air Construction Permit / Title V Operation Permit Renewal is required in order to renew the Title V permit, eliminate the requirement to conduct annual tests for volatile organic compounds and allow the use of the Acid Rain required nitrogen oxides continuous emissions monitors as the compliance method for the gas turbine at the Mulberry Cogeneration Facility in Polk County.
The Department will accept written comments concerning the proposed combined Draft Air Construction Permit / Title V DRAFT Operation Permit Renewal for a period of thirty (30) days from the date of publication of this notice. 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 this combined Draft Air Construction Permit / Title V DRAFT Operation Permit Renewal, the Department shall issue a combined Revised Draft Air Construction Permit / Title V DRAFT Operation Permit Renewal and require, if applicable, another Public Notice.

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 (14) 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 (14) 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, 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 28-106.301, F.A.C.

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.

Mediation is not available for this proceeding.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(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 7661d(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 62-213, F.A.C. Petitions filed with the Administrator of EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA at: U.S. EPA, 401 M. Street, S.W., Washington, DC 20460.

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

Department of
Environmental Protection
Bureau of Air Regulation
111 S. Magnolia Drive,
Suite 4
Tallahassee, Florida 32301
Telephone: 850/488-1344
Fax: 850/922-6979

Department of
Environmental Protection
Southwest District Office
3804 Coconut Palm Drive
Tampa, Florida 33619-8218
Telephone: 813/744-6100
Fax: 813/744-6084

The complete project file includes the application, the Technical Evaluation and Preliminary Determination, combined Draft Air Construction Permit / Title V DRAFT Operation Permit Renewal, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, Title V Section at 111 South Magnolia Drive, Suite 4, Tallahassee, Florida 32301, or call 850/488-0114, for additional information.
Sept. 26, 2002-4419



CSW Energy, Inc.
Operations

A Central and South West Company

Mulberry Cogeneration
3600 Hwy. 555
Post Office Box 824
Bartow, Florida 33831-0824

Mr. Scott Sheplack, P.E.
Department of Environmental Protection
Bureau of Air Regulation
Twin Towers Office Building
2600 Blair Stone Road, Mail Station #5505
Tallahassee, Florida 32399-2400