

Jeb Bush  
Governor

# Department of Environmental Protection

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400

Colleen M. Castille  
Secretary

October 14, 2004

## CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Don Walters, Plant Manager  
Mulberry Cogeneration Facility  
CSW Energy, Inc.  
3600 Highway 555  
P.O. Box 824  
Bartow, Florida 33831-0824

Re: Authorization to Conduct Tests – baseline measurements for combustion turbine  
with in-kind replacement parts  
Mulberry Cogeneration Facility  
ARMS ID. 1050217

Dear Mr. Waters:

The Department has reviewed the the additional information from CSW Energy received on September 28, 2004 concerning baseline testing on Mulberry Cogeneration's combustion turbine located in Polk County, Florida.

You are hereby authorized to conduct testing on this emission unit while operating at a higher combustion temperature not to exceed 1600 degrees Fahrenheit. In order to accommodate the testing, the unit is authorized to operate for testing. All conditions of existing permits shall remain in force during the testing. This temporary authorization shall expire on December 31, 2004.

The performance tests shall be conducted in order to gather data regarding pollutant emissions at higher combustion temperatures. This testing is being conducted such that CSW Energy can more precisely specify the percent output, above which compliance with permitted emission limitations can be continuously met. Unless otherwise specified, during this period, all data and test results for operation shall be sent to the Department's Bureau of Air Regulation within 30 days of the expiration of this temporary permit. Upon any request for a permanent permit revision for this emission unit, the Department will evaluate the establishment of new or additional permit conditions resulting from either increases or improvements in emission quality or quantity.

The performance tests shall be subject to the following conditions:

1. A minimum of three separate days of testing while combusting natural gas shall be required in order to accommodate process variability.
2. NO<sub>x</sub> CEMS shall be used to show compliance with the NO<sub>x</sub> emission limit. The NO<sub>x</sub> CEMS shall have been installed, certified, maintained and operated in accordance with existing permit conditions.
3. EPA Method 10 shall be used to show compliance with the existing CO emission limitations.
4. The permittee shall notify the DEP Southwest District upon commencement of initial testing and 7 days prior to commencement of any performance testing.

*"More Protection, Less Process"*

*Printed on recycled paper.*

5. The Department's Southwest District and the Bureau of Air Regulation shall be notified within 5 days, in writing, upon completion of the test program.
6. A written final report shall be submitted to the Bureau of Air Regulation within 45 days of completion of the last test.

This letter must be attached to and shall become a part of the existing permit.

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, 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 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. Under Section 120.60(3), F.S., any person who asked the Department for notice of agency action may file a petition within fourteen (14) days of receipt of that notice. Petitions filed by any persons other than those entitled to written notice under section 120.60(3), F.S., must be filed within fourteen (14) days of receipt of this notice of intent. 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, F.A.C.

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 petitioner wishes the agency to take with respect to the agency's proposed action.

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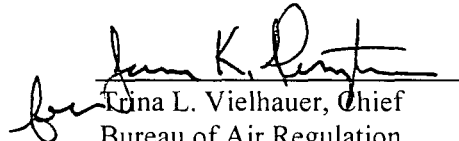
This permitting decision is final and effective on the date filed with the clerk of the Department

Mr. Don Walters  
CSW Energy  
Mulberry Cogeneration Facility  
Page 3 of 3

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Sincerely,

  
Trina L. Vielhauer, Chief  
Bureau of Air Regulation  
Division of Air Resource Management

**CERTIFICATE OF SERVICE**

The undersigned duly designated deputy agency clerk hereby certifies that this Authorization to Conduct Performance Testing was sent by certified mail (\*) and copies were mailed by U.S. Mail before the close of business on 10/15/04 to the person(s) listed:

Don Walters, CSW Energy\*  
Darrel J. Graziani, P.E., Southern Environmental Sciences  
Jason Waters, DEP-SWD  
Shelia Schneider, DEP SWD  
Jim Little, EPA Region 4

Clerk Stamp

**FILING AND ACKNOWLEDGMENT FILED,**  
on this date, pursuant to §120.52, Florida Statutes,  
with the designated Department Clerk, receipt of  
which is hereby acknowledged.

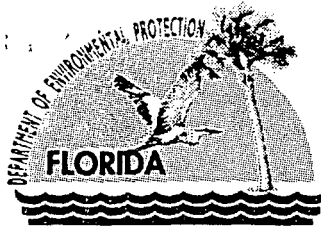
  
(Clerk)

10/15/04  
(Date)

OFFICIAL USE	
Postage \$	Postmark Here
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	
Sent To Mr. Don Walters, Plant Manager Mulberry Cogeneration Facility Post Office Box 824 City, State, Zip+4 Bartow, Florida 33831-0824	
PS Form 3800, May 2000 See Reverse for Instructions	

7000 1670 0013

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece or on the front if space permits.</li> </ul>	A. Signature <i>Zoranda Colon</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee B. Received by (Printed Name) <i>Zoranda Colon</i> C. Date of Delivery
1. Article Addressed to: Mr. Don Walters, Plant Manager Mulberry Cogeneration Facility CW Energy, Inc. 3600 Highway 355 Post Office Box 824 Bartow, Florida 33831-0824	D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:
2. Article Number (Transfer from service label)	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
4. Restricted Delivery (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No	
7000 1670 0013 3109 9069	
PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M (540)	



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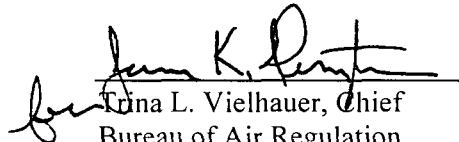
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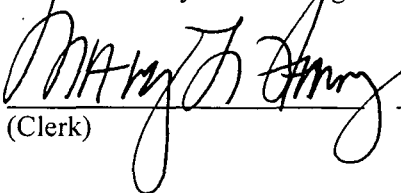
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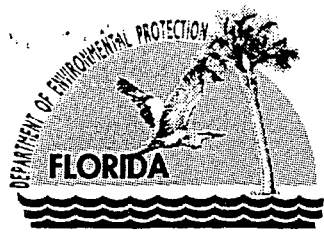
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(Clerk) 10/15/04 (Date)



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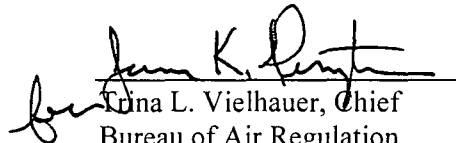
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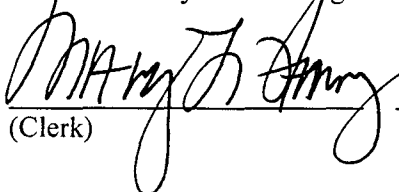
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**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Zoraida Colon*

- Agent
- Addressee
- C Date of Delivery

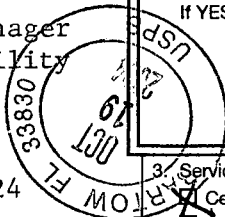
B. Received by (Printed Name)

*Zoraida Colon*

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below  No

1 Article Addressed to:

Mr. Don Walters, Plant Manager  
 Mulberry Cogeneration Facility  
 CSW Energy, Inc.  
 3600 Highway 355  
 Post Office Box 824  
 Bartow, Florida 33831-0824



3. Service Type

- Certified Mail  Express Mail
- Registered  Return Receipt for Merchandise
- Insured Mail  C O D

4. Restricted Delivery? (Extra Fee)  Yes

2 Article Number

7000 1670 0013 3109 9069

(Transfer from service label)

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

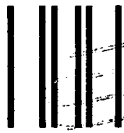
OFFICIAL USE

9906 9069  
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0299 0299  
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Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>

Postmark  
Here

Sent To  
 Mr. Don Walters, Plant Manager  
 Mulberry Cogeneration Facility  
 Post Office Box 824  
 City, State, ZIP+4  
 Bartow, Florida 33831-0824



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No G-10

• Sender: Please print your name, address, and ZIP+4 in this box

Dept. of Environmental Protection  
Division of Air Resources Mgt.  
Bureau of Air Regulation, NSR  
2600 Blair Stone Rd., MS 5505  
Tallahassee, FL 32399-2400

RECEIVED  
OCT 21 2004

BUREAU OF AIR REGULATION

01



**Certified Mail Provides:**

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

**Important Reminders:**

- Certified Mail may **ONLY** be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry.**