



Farzie Shelton, chE; REM

Associate GM Technical Support

July 24, 2006

Ms. Trina L. Vielhauer  
Chief, Bureau of Air Regulation  
Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road, Mail Station #5505  
Tallahassee, Florida 32399-2400

RECEIVED

JUL 27 2006

BUREAU OF AIR REGULATION

**Re: Notice of Responsible Officials – Lakeland Electric  
Title V facilities C. D. McIntosh Power Plant 1050004-016-AV  
Charles Larsen Memorial Power plant 1050003-011-AV  
And Winston Peaking Station 1050352-002-AV**

Dear Ms. Vielhauer:

In compliance with Rule 62-210.200 and 62-213 F.A.C., notice is hereby given that The Lakeland Electric (Lakeland) has, by agreement, appointed Mr. Antonio D. Candales (Assistant General Manager Production) as additional Responsible Official for its above referenced Title V facilities. Lakeland is the owner/operator of these Title V facilities. Mr. Candales has the necessary authority to carry out the duties and responsibilities of the Title V Program under the Clean Air Act Amendments of 1990 on behalf of Lakeland Electric.

This notice is made in accordance with the Clean Air Act, as amended and applicable regulations promulgated thereto by the United States Environmental Protection Agency and the Florida Department of Environmental Protection. Therefore, enclosed you will find certifications signed by Mr. Candales declaring his appointment.

If you should have any questions, please do not hesitate to contact me.

Sincerely,

Farzie Shelton

Enclosures

Cc: Mara Nasca PE – Fl Department of Environmental Protection; Southwest District

Tony Candales

City of Lakeland • Department of Electric Utilities

501 East Lemon Street • Lakeland, FL 33801-5050 • 863. 834.6603 • Fax 863. 834.8187 • Cell 863.430.8297

[farzie.shelton@lakelandelectric.com](mailto:farzie.shelton@lakelandelectric.com)

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# Department of Environmental Protection

## Division of Air Resource Management

### RESPONSIBLE OFFICIAL NOTIFICATION FORM

**Note: A responsible official is not necessarily a designated representative under the Acid Rain Program. To become a designated representative, submit a certificate of representation to the U.S. Environmental Protection Agency (EPA) in accordance with 40 CFR Part 72.24.**

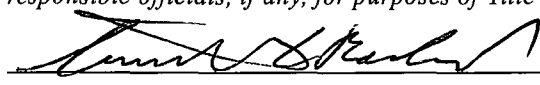
#### Identification of Facility

1. Facility Owner/Company Name: Lakeland Electric	
2. Site Name:	3. County: Polk
4. Title V Air Operation Permit/Project No. (leave blank for initial Title V applications):	

#### Notification Type (Check one or more)

<input type="checkbox"/>	<b>INITIAL:</b> Notification of responsible officials for an initial Title V application.
<input type="checkbox"/>	<b>RENEWAL:</b> Notification of responsible officials for a renewal Title V application.
<input checked="" type="checkbox"/>	<b>CHANGE:</b> Notification of change in responsible official(s). Effective date of change in responsible official(s) _____

#### Primary Responsible Official

1. Name and Position Title of Responsible Official: Timothy Bachand	Manager of Engineering	
2. Responsible Official Mailing Address: Organization/Firm: Lakeland Electric Street Address: 501 East Lemon Street City: Lakeland State: Florida Zip Code: 33801		
3. Responsible Official Telephone Numbers: Telephone: (863) 834-6633 Fax: (863) 834-5670		
4. Responsible Official Qualification (Check one or more of the following options, as applicable): <input type="checkbox"/> For a corporation, the president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit under Chapter 62-213, F.A.C. <input type="checkbox"/> For a partnership or sole proprietorship, a general partner or the proprietor, respectively. <input checked="" type="checkbox"/> For a municipality, county, state, federal, or other public agency, either a principal executive officer or ranking elected official. <input checked="" type="checkbox"/> The designated representative at an Acid Rain source.		
5. Responsible Official Statement: <i>I, the undersigned, am a responsible official, as defined in Rule 62-210.200, F.A.C., of the Title V source addressed in this notification. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made in this notification are true, accurate and complete. Further, I certify that I have authority over the decisions of all other responsible officials, if any, for purposes of Title V permitting.</i>   Signature		<u>7/25/06</u> Date

**Additional Responsible Official**

1. Name and Position Title of Responsible Official: Antonio D. Candales Assitant General Manager of Production
2. Responsible Official Mailing Address: Organization/Firm: Lakeland Electric Street Address: 501 East Lemon Street City: Lakeland State: Florida Zip Code: 33801
3. Responsible Official Telephone Numbers: Telephone: (863) 834-6559 Fax: (863) 834-5670
4. Responsible Official Qualification ( <i>Check one or more of the following options, as applicable</i> ): <input type="checkbox"/> For a corporation, the president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit under Chapter 62-213, F.A.C. <input type="checkbox"/> For a partnership or sole proprietorship, a general partner or the proprietor, respectively. <input checked="" type="checkbox"/> For a municipality, county, state, federal, or other public agency, either a principal executive officer or ranking elected official. <input type="checkbox"/> The designated representative at an Acid Rain source.

**Additional Responsible Official**

1. Name and Position Title of Responsible Official:
2. Responsible Official Mailing Address: Organization/Firm: Street Address: City: State: Zip Code:
3. Responsible Official Telephone Numbers: Telephone: Fax:
4. Responsible Official Qualification ( <i>Check one or more of the following options, as applicable</i> ): <input type="checkbox"/> For a corporation, the president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit under Chapter 62-213, F.A.C. <input type="checkbox"/> For a partnership or sole proprietorship, a general partner or the proprietor, respectively. <input type="checkbox"/> For a municipality, county, state, federal, or other public agency, either a principal executive officer or ranking elected official. <input type="checkbox"/> The designated representative at an Acid Rain source.



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JUL 14 2006

7/12  
Xc: Farzie S.  
Ron K.

Environmental Affairs

City Attorney's Office

# Memorandum

To : Tim Bachand

From : Michael Craig

Subject : Designated Representative Agreement –  
COL – Antonio D. Candales, Timothy L. Bachand and  
Ronald W. Kremann

Date : July 11, 2006

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Enclosed for your file is a fully executed original of the above referenced Agreement.

If you have any questions, please feel free to contact our office.

/aw

**DESIGNATED REPRESENTATIVE AGREEMENT**

**THIS AGREEMENT** made and entered into this 3rd day of July, 2006, by and between the CITY OF LAKELAND, FLORIDA, a Florida municipal corporation, whose address is 228 S. Massachusetts Avenue, Lakeland, Florida 33801 and ANTONIO D. CANDALES, whose address is 501 E. Lemon Street, Lakeland, Florida 33801, TIMOTHY L. BACHAND, whose address is 3030 E. Lake Parker Drive, Lakeland, Florida 33805 and RONALD W. KREMANN, whose address is 3030 E. Lake Parker Drive, Lakeland, Florida 33805 (each in their individual capacities).

**WITNESSETH**

**WHEREAS**, the City of Lakeland is an owner or operator of a source as defined by the Clean Air Act, 42 USC Section 4701, et seq., and

**WHEREAS**, the National Sulfur Dioxide and Nitrogen Oxide Air Pollution Control and Emission Reductions Program, known as the Acid Rain Program, requires each owner of a source to appoint a Designated Representative who shall be responsible for reporting to the EPA and compliance with the act, and an Alternate Designated Representative to serve in the absence of the Designated Representative, and

**WHEREAS**, 62.21.200 requires the owner of facilities that operate pursuant to a permit required by Chapter 62-213, Florida Administrative Code, to appoint a Responsible Official, and

**WHEREAS**, the City wishes to enter into an agreement which provides for the appointment of the Responsible Official, Designated Representative and Alternate

Designated Representative and provides for the indemnification of those named individuals for any claims or actions which may arise out of the performance of their duties, and

**NOW, THEREFORE**, in consideration of mutual covenants provided herein, it is therefore agreed as follows:

1. **Appointment.** In accordance with 40 CFR, Section 72.20, the City, as owner, hereby appoints:

(a) TIMOTHY L. BACHAND as Designated Representative, for all units, as contemplated by that section and hereby gives him authority necessary to comply with the provisions of the act.

(b) RONALD W. KREMANN as Alternate Designated Representative, for all units, as contemplated by that section and hereby gives him authority necessary to comply with the provisions of the act.

In accordance with Rule 62.21.200, Florida Administrative Code, the City as owner hereby appoints ANTONIO D. CANDALES as Responsible Official for all units, as contemplated by that section and hereby gives him authority necessary to comply with the provisions of the act.

2. **Indemnification.**

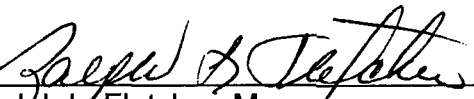
(a) The City, to the extent provided by law, shall indemnify, save harmless, and defend ANTONIO D. CANDALES, TIMOTHY L. BACHAND and RONALD W. KREMANN from all claims, suits, and actions of any kind brought against them for, or on account of, any injuries or damages received or sustained by any person or property

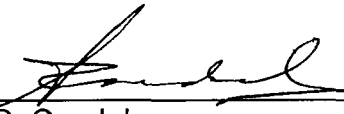
by, from, or on account of any acts or omissions by them and arising out of their obligations under the Clean Air Act while acting within the scope of their employment.

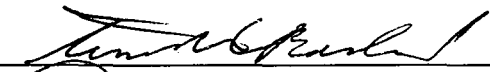
(b) The City shall indemnify, save harmless, and defend CANDALES, BACHAND and KREMANN against any claim or liability arising from or based upon, the violation of any federal, state, county or city law, ordinance, or regulation by them and arising out of their obligations under the Clean Air Act while acting within the scope of their employment.

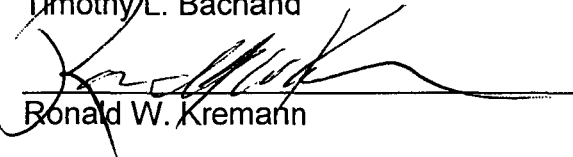
IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the first day and year written above.

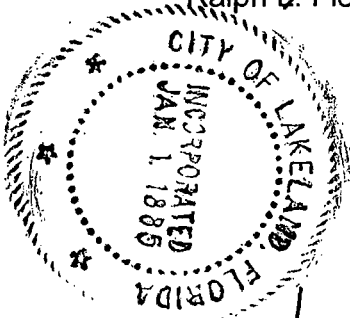
CITY OF LAKE LAND, FLORIDA


BY:   
Ralph L. Fletcher, Mayor

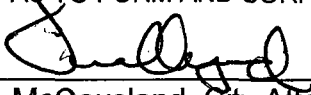
  
Antonio D. Candaes

  
Timothy L. Bachand

  
Ronald W. Kremann



ATTEST:   
Kelly S. Koos, City Clerk

APPROVED AS TO FORM AND CORRECTNESS:  
  
Timothy J. McCausland, City Attorney