



**Progress Energy**

**RECEIVED**

**AUG 27 2004**

**BUREAU OF AIR REGULATION**

August 25, 2004

Mr. Syed Arif  
DEP/DARM  
North Permitting Section  
Division of Air Resource Management  
2600 Blair Stone Road MS 5500  
Tallahassee, Florida 32399-2400

Re: Turner Power Plant – Title V Permit - Affidavit of Publication

Dear Mr. Arif:

In accordance with Ms. Trina Vielhauer's letter to Mr. Marty Drango dated August 3, 2004, we have published the public notice in the Orlando Sentinel on August 15, 2004. Attached is the Affidavit of Publication.

If you have any questions, please contact me at (727) 826-4187. Thank you for processing the Title V application.

Best Regards,

Dave Meyer, P.E.  
Senior Environmental Specialist

XC: Marty Drango

Attachment

# Orlando Sentinel

Published Daily

State of Florida } S.S.  
COUNTY OF ORANGE

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## BUREAU OF AIR REGULATION

Before the undersigned authority personally appeared DEBORAH M. TONEY, who on oath says that he/she is the Legal Advertising Representative of Orlando Sentinel, a daily newspaper published at DELAND in VOLUSIA County, Florida; that the attached copy of advertisement, being a PUBLIC NOTICE in the matter of PROJ. #1270020-002-AV in the VOLUSIA Court, was published in said newspaper in the issue; of 08/15/04


Affiant further says that the said Orlando Sentinel is a newspaper published at DELAND in said VOLUSIA County, Florida, and that the said newspaper has heretofore been continuously published in said VOLUSIA County, Florida, each Week Day and has been entered as second-class mail matter at the post office in DELAND in said VOLUSIA County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he/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.

*Deborah M. Toney*

The foregoing instrument was acknowledged before me this 18 day of AUG., 20 04, by DEBORAH M. TONEY, who is personally known to me and who did take an oath.

*Linda L. Bridge-Water*

(SEAL)

 LINDA L. BRIDGE-WATER  
My Comm. Exp. 5/29/05  
No. DD 029633  
Personality known 11 Other 1 D

PUBLIC NOTICE OF INTENT TO ISSUE  
TITLE V AIR OPERATION PERMIT RENEWAL  
STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DRAFT Permit Project No. 1270020-002-AV  
Turner Power Plant  
Volusia County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Renewal to Progress Energy Florida, Inc. for the Turner Power Plant, located at 201 Debarry Avenue, Deltona, Volusia County. The applicant's name and address are: Mr. Martin Drango, Responsible Official, Progress Energy Florida, Inc., P.O. Box 14042, St. Petersburg, FL 33733.

This facility consists of four simple cycle combustion turbine (CT) peaking units, all of which are pre-NSPS sources. The CT's may only fire new No. 2 fuel oil having a maximum sulfur content of 0.5 percent, by weight. Each CT exhausts through a separate stack. Emissions from the CT are uncontrolled. Because these emission units have no add-on control devices, they are not subject to CAM. Also included in this permit are miscellaneous unregulated/insignificant emissions units and/or activities.

The Initial DRAFT Title V permit contained three (3) existing steam generating emissions units, which were SG 2, SG 3, and SG 4. On January 1, 1998, they were permanently retired. All references made to these emissions units have been deleted from the text and tables. However, they are still referenced in the Acid Rain Part, which is Section IV of the permit.

The permitting authority will issue the PROPOSED Permit, and subsequent FINAL Permit, in accordance with the conditions of the DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.567 and 120.57 of the Florida Statutes (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 of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2242; Fax: 850/245-2303). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of the notice of intent, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the permitting authority for notice of agency action may file a petition within fourteen 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 applicable time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.567 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 (F.A.C.).

A petition that disputes the material facts on which the permitting authority'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; 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 petitioner's substantial rights will be affected by the agency determination;

(c) A statement of how and when the 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 state;

(e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief;

(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.

A petition that does not dispute the material facts upon which the permitting authority'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 permitting authority's final action may be different from the position taken by it in this notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority 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.

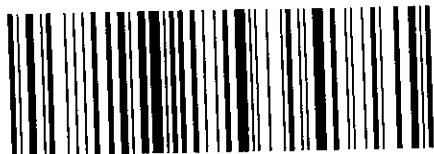
In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661d(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (forty-five) day review period as established at 42 U.S.C. Section 7661d(b)(1), to object to 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, D.C.  
20460.  
The 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.

Permitting Authority:  
Department of Environmental  
Protection  
Bureau of Air Regulation  
111 South Magnolia Drive,  
Suite 4  
Tallahassee, Florida 32301  
Telephone: 850/488-0114  
Fax: 850/922-6979  
Affected District/Local Program:  
Department of Environmental  
Protection  
Central District Office  
3319 Maguire Boulevard  
Suite 232  
Orlando, Florida 32803-3767  
Telephone: 407/894-7555  
Fax: 407/897-2966

The complete project file  
includes the DRAFT Permit  
Renewal, the application for  
renewal, and the information  
submitted by the responsible  
official, exclusive of  
confidential records under  
Section 403.111, F.S. Interested  
persons may contact the  
Program Administrator,  
Permitting South Section,  
at the above address,  
or call 850/488-0114,  
for additional information.  
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**CERTIFIED MAIL™**

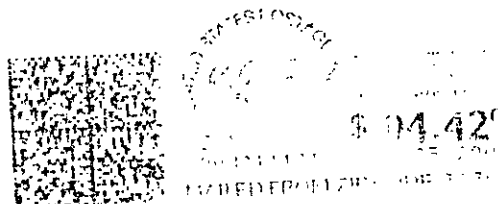


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**Progress Energy**

Mr. Syed Arif  
DEP/DARM North Permitting Section  
Division of Air Resource Management  
2600 Blair Stone Road MS 5500  
Tallahassee, FL 32399-2400



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