

AUG 27 2004

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 the 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 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.

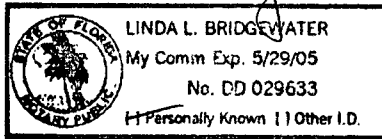
Deborah M. Toney

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. Bridgewater

(SEAL)



at: U.S. EPA, 401 M Street, S.W., Washington, D.C. 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:

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. VOL5799667 AUG.15.2004

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 CRENSPS sources. The CT 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 CAAN. 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 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 administrative hearing in accordance with Sections 120.569 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 120.569 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 (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 and 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 adversely affected by the agency determination;

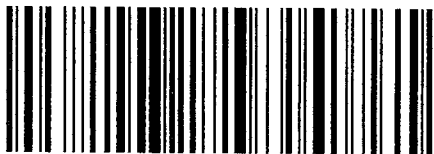
(c) A statement of how and when the petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact. There are none, the petitioner must state; (e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle 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 the EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA.

CERTIFIED MAIL™

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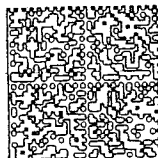


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Progress Energy

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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MAILED FROM ZIP CODE 33701

32399+2400 01



Progress Energy Florida, Inc.
P.O. Box 14042
St. Petersburg, FL 33733

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE