NOTICE OF FINAL PERMIT

In the Matter of an
Application for Permit by:

Oleander Power Project, L.P.
555 Townsend Road
Cocoa, Florida 32926

Responsible official:
Joseph Miller, Operations Manager

Air Permit No. 0090180-005-AV
Oleander Power Project
CAIR Part Revision Project
Brevard County, Florida

Enclosed is final permit No. 0090180-005-AV. This Title V air operation permit revision is being issued to incorporate the Clean Air Interstate Rule (CAIR) provisions into Title V permit No. 0090180-006-AV. The existing facility is located at 555 Townsend Road, Cocoa, Brevard County, Florida. This permit is issued pursuant to Chapter 403, Florida Statutes.

Any party to this order has the right to seek judicial review of it under Section 120.68 of the Florida Statutes by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel (Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000) and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within 30 days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.

Trina L Vielhauer

Trina Vielhauer, Chief
Bureau of Air Regulation

TLV/jh/yha

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Final Permit (including the Final Permit and Final Determination), or a link to these documents available electronically on a publicly accessible server, was sent by electronic mail with received receipt requested to the persons listed below:

Mr. Joseph Miller, Operations Manager, Southern Company: jlmiller@southernco.com
Mr. Kevin White, P.E., Southern Company: kwhite@southernco.com
Mr. Robert Schaffeld, Designated Representative, Southern Company: raschaff@southernco.com
Mr. James Bradner, DEP-CD: james.bradner@dep.state.fl.us
Ms. Katy Forney, U.S. EPA Region 4: forney.kathleen@epamail.epa.gov
Ms. Ana Oquendo, U.S. EPA Region 4: oquendo.ana@epamail.epa.gov
Ms. Barbara Friday, DEP-BAR: barbara.friday@dep.state.fl.us (for posting with U.S. EPA, Region 4)
Ms. Victoria Gibson, DEP-BAR: victoria.gibson@dep.state.fl.us (for reading file)

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the designated agency clerk, receipt of which is hereby acknowledged.

Barbara J. Friday 3/6/09
(Clerk) (Date)