Department of Environmental Protection

Jeb Bush
Governor

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

Colleen M. Castille
Secretary

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
NOTICE OF FINAL PERMIT

In the Matter of an
Application for Permit by:

Mr. David Kellermeyer, Vice President, EH&S
Northern Star Generation Services Company LLC
2929 Allen Parkway, Suite 2200
Houston, TX 77019

DEP File No. 1050217-005-AV
Mulberry Cogeneration Facility
Polk County

Enclosed is Final Permit Number 1050217-005-AV. This Title V revision permit incorporates the following changes to the Title V permit for the Mulberry Cogeneration Facility in Polk County: 1) Turbine tuning as an allowed excess emission; 2) Revisions to the NO_X emission limit averaging time; 3) Incorporation of alternate startup/shutdown emission limits; 4) Removing the secondary boiler from applicability from Title IV (Acid Rain); and 5) Increasing the heat input limits for the gas turbine by 5 percent on oil- and gas-firing. The applicant did not request an increase in any of the current permitted allowable annual emission rates for any existing emissions unit. 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 thirty days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.

Trina L. Vielhauer, Chief
Bureau of Air Regulation

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Notice of Final Permit (including the Final permit) was sent by certified mail (*) and copies were electronically mailed by Internet e-mail before the close of business on 8/3/06 to the person(s) listed:

Mr. David Kellermeyer, Vice President, EH&S, Northern Star Generation Services, LLC*
Scott Osbourn, P.E., Golder Associates
Jason Waters, SWD
U.S. 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.

Barbara J. Friday 8/8/06

(Clerk) (Date)

FINAL Determination

Title V Air Operation Permit Renewal
FINAL Title V Air Operation Permit No.: 1050217-005-AV
Northern Star Generation Services Company LLC
Mulberry Cogeneration Facility
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I. Comment(s).

No comments were received from the USEPA during their 45 day review period of the PROPOSED Permit.

II. Conclusion.

In conclusion, the permitting authority hereby issues the FINAL Permit.