Florida Department of
Environmental Protection
Bob Martinez Center
2600 Blairstone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor
Jeff Kottkamp
Lt. Governor
Michael W. Sole
Secretary

NOTICE OF FINAL PERMIT

In the Matter of an
Application for Permit by:

Mr. Randall R. LaBauve, Vice President
Florida Power and Light Company (FPL)
700 Universe Boulevard
Juno Beach, Florida 33408

DEP File No. 0090006-005-AC
FPL Cape Canaveral Energy Center
Conversion Project
Brevard County

Enclosed is the final air construction permit, which authorizes construction/installation of a nominal 1,250 megawatts (MW) natural gas-fueled combined cycle unit and requires the shut down and dismantlement of the two 400 MW residual oil and gas-fueled units at the FPL Cape Canaveral Plant located in Brevard County at 6000 North U.S. Highway 1, between Cocoa and Titusville. This permit is issued pursuant to Chapter 403, Florida Statutes (F.S.).

Any party to this order has the right to seek judicial review of it under Section 120.68, F.S. 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 (Department) 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

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 before the close of business on July 23, 2009 to the persons listed below.

Randall R. LaBauve, FPL: randall_labauve@fpl.com
Chair, Brevard Board of County Commissioners: chuck.nelson@brevardcounty.us
Manager, City of Cocoa: rholt@cocoafl.org
Manager, City of Titusville through his Executive Assistant: kathy.daniels@titusville.com
Dick Dubose, EPA Region 4: dubose.dick@epa.gov
Heather Abrams, EPA: abrams.heather@epa.gov
Katy Forney, EPA: forney.kathleen@epa.gov
Dee Morse, U.S. National Park Service: dee_morse@nps.gov
Meredith Bond, U.S. Fish and Wildlife Service: meredith_bond@fws.gov
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Scott Osbourn, P.E., Golder: sosbourn@golder.com
Victoria Gibson (read file), DEP BAR: victoria.gibson@dep.state.fl.us

Clerk Stamp

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

(Clerk) 7/23/09 (Date)