



Department of Environmental Protection

Lawton Chiles
Governor

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

Virginia B. Wetherell
Secretary

October 4, 1994

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. Mike Siefert
City of Vero Beach
Municipal Power Plant
Post Office Box 1389
Vero Beach, Florida 32961

Dear Mr. Siefert:

The Department received your request to extend the expiration date of the construction permit referenced below. The permit is amended as shown:

Permit - No. AC 31-184928, PSD-FL-152
Vero Beach Municipal Power Plant, Unit 5

Current Expiration Date : September 30, 1994

New Expiration Date : January 31, 1995

This letter shall become an Attachment to construction permit No. AC 31-184928 (PSD-FL-152).

A person whose substantial interests are affected by the Department's proposed permitting decision may petition for an administrative proceeding (hearing) in accordance with Section 120.57, 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 at 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Petitions filed by the permit applicant and the parties listed below must be filed within 14 days of receipt of this amendment. Petitions filed by other persons must be filed within 14 days of publication of the public notice or within 14 days of their receipt of this amendment, whichever occurs first. Petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. Failure to file a petition within this time period shall constitute a waiver of any right such person may have to request an administrative determination (hearing) under Section 120.57, F.S.

"Protect, Conserve and Manage Florida's Environment and Natural Resources"

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The Petition shall contain the following information:

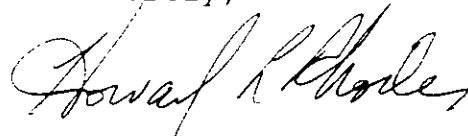
- (a) The name, address and telephone number of each petitioner, the applicant's name and address, the Department Permit File Number and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the Department's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the Department's action or proposed action;
- (d) A statement of the material facts disputed by Petitioner, if any;
- (e) A statement of facts which petitioner contends warrant reversal or modification of the Department's action or proposed action;
- (f) A statement of which rules or statutes petitioner contends require reversal or modification of the Department's action or proposed action; and,
- (g) A statement of the relief sought by petitioner, stating precisely the action the petitioner wants the Department to take with respect to the Department's action or proposed action.

If a petition is filed, the administrative hearing process is designed to formulate agency action. Accordingly, the Department's final action may be different from the position taken by it in this amendment. Persons whose substantial interests will be affected by any decision of the Department with regard to the application have the right to petition to become a party to the proceeding. The petition must conform to the requirements specified above and be filed (received) within 14 days of receipt of this amendment in the Office of General Counsel at the above address of the Department. Failure to petition within the allowed time frame constitutes a waiver of any right such person has to request a hearing under Section 120.57, F.S., and to participate as a party to this proceeding. Any subsequent intervention.

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will only be at the approval of the presiding officer upon
motion filed pursuant to Rule 28-5.207, F.A.C.

Sincerely,



Howard L. Rhodes
Director
Division of Air Resources
Management

HLR/CSL

cc: A. Zahm, CD
J. Harper, EPA
J. Bunyak, NPS

Certificate of Service

The undersigned duly designated deputy clerk hereby certifies that this
Amendment and all copies were mailed by certified mail before the close
of business on 10/7/94 to the listed persons.


Filing and Acknowledgment Filed,
on this date, pursuant to 120.52(11),
Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.

Barbara J. Pontual 10/7/94
Clerk Date

Memorandum

Florida Department of
Environmental Protection

CLAIR

TO : Howard Rhodes
FROM : Clair Fancy 
DATE : October 4, 1994
SUBJECT: Permit Amendment to Extend the Expiration Date
Vero Beach Municipal Power Plant, Unit 5
AC 31-184928, PSD-FL-152

Attached for your approval and signature is an amendment to extend the construction permit expiration date of the subject facility. The extension will allow the Department adequate time to review new information and amend the permits.

This amendment is recommended for approval and signature.

CF/CSL

Attachment