



Florida Power & Light Company, P. O. Box 430, Fort Myers, FL 33902

FPL

RECEIVED

SEP 23 2002

BUREAU OF AIR REGULATION

September 20, 2002

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
7000 0520 0012 7034 9347

Mr. Scott Sheplak
Florida Department of Environmental Protection
2600 Blair Stone Road
MS 5505
Tallahassee, FL 32399-2400

Re: Title V Air Operation Permit Renewal Application
Fort Myers Plant
Facility ID: 0710002 ORIS Code: 0612

Dear Mr. Sheplak;

Enclosed please find an Affidavit of Publication for the Fort Myers Plant
Title V Air Permit renewal as required under Rule 62-110.106(5), F.A.C.

If you have any questions, please contact Bernie Tibble at (239) 693-4390.

Sincerely,

BP Tibble

B. P. Tibble
Environmental Specialist

CC: Kevin Washington JES/FPL

9/24/02 cc: *Jonathan Hollom*

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SEP 23 2002
BUREAU OF AIR REGULATION

NEWS-PRESS

Published every morning - Daily and Sunday
Fort Myers, Florida

Affidavit of Publication

STATE OF FLORIDA
COUNTY OF LEE

Before the undersigned authority, personally appeared
Kianna Henry
who on oath says that he/she is the
Asst. Legal Clerk of the News-Press, a daily newspaper,
published at Fort Myers, in Lee County, Florida; that the
attached copy of advertisement, being a

Legal Notice
In the matter of **DEP Air Permit Renewal for Florida
Power & Light**
in the _____ Court
was published in said newspaper in the issues of
September 18, 2002

Affiant further says that the said News-Press is a paper of general
circulation daily in Lee, Charlotte, Collier, Glades and Hendry
Counties and published at Fort Myers, in said Lee County, Florida
and that said newspaper has heretofore been continuously published
in said Lee County, Florida, each day, and has been entered as a
second class mail matter at the post office in Fort Myers in said Lee
County, Florida, for a period of one year next preceding the first
publication of the attached copy of the 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.

Kianna Henry

Sworn to and subscribed before me this
18th day of September 2002 by

Kianna Henry
personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public *Brenda Leighton*

Print Name _____

My commission Expires:



Brenda Leighton
MY COMMISSION # CC808905 EXPIRES
February 14, 2003
BONDED THRU TROY FAIN INSURANCE, INC.

OPERATION PERMIT
RENEWAL PERMIT
STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL
PROTECTION
DRAFT Permit Project
No.: 0710002-012-AV
Renewal of Title V Air
Operation Permit No.
0710002-001-AV
Ford Myers Plant
Lee County
The Department of
Environmental Protec-
tion (permitting au-
thority) gives notice of
its intent to issue a
Title V Air Operation
Permit Renewal to the
Florida Power & Light
Company for the Ford
Myers plant located at
10650 State Road 80,
Fort Myers, Lee County.
This is a renewal of
Title V Air Operation
Permit No. 0710002-001-
AV. The applicant's
name and address are:
Mr. William Reichel,
Plant General Manager,
Florida Power & Light
Company, P.O. Box 14000,
Juno Beach, FL 33408.
The permitting au-
thority will issue the
PROPOSED Permit
and subsequent FINAL
Permit in accordance
with the conditions of
the DRAFT Permit un-
less a response re-
ceived in accordance
with the following pro-
cedures results in a dif-
ferent decision or sig-
nificant change of
terms or conditions.
The permitting au-
thority will accept writ-
ten comments concern-
ing the proposed
DRAFT Permit issue-
ance action for a peri-
od of 30 (thirty) days
from the date of publi-
cation of this Notice.
Written comments
should be provided to
the Department's Bu-
reau of Air Regulation
2600 Blair Stone Road
Mail Station #5505, Tal-
lahassee, Florida 32399-
2400. Any written com-
ments filed shall be
made available for
public inspection. If
written comments re-
ceived result in a sig-
nificant change in this
DRAFT Permit, the
permitting authority
shall issue a Revised
DRAFT Permit and re-
quire, if applicable, an-
other Public Notice.
A person whose sub-
stantial interests are
affected by the pro-
posed permitting deci-
sion may petition for
an administrative hear-
ing 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 Coun-
sel of the Department
of Environmental Pro-
tection 3900 Common-
wealth Boulevard, Mail
Station #35, Tallahas-
see, Florida 32399-3000
(Telephone: 850/488-
9730; Fax: 850/487-4938).
Petitions filed by any
persons other than
those entitled to writ-
ten notice under Sec-
tion 120-60(3), F.S.,
must be filed within
fourteen days of publi-
cation of the public no-
tice or within fourteen
days of receipt of the
notice of intent, whic-
ever occurs first. Un-
der Section 120-60(3),
F.S., however, any per-
son who asked the per-
mitting 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 peti-
tioner shall mail a copy
of the petition to the
applicant at the ad-
dress indicated below.

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 upon 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, 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 petitioner's substantial rights will be 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. If there are none, the petition must so 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 766d(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 766d(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

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 EPA must meet the requirements of 42 U.S.C. Section 7661d(b)(2) and must be filed with the Administrator of the EPA 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:

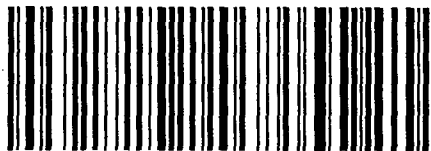
Department of Environmental Protection,
South District Office,
2295 Victoria Avenue,
Fort Myers, Florida 33902-3381
Telephone: 941/332-6975
Fax: 941/332-6969

The complete project file includes the DRAFT Permit, 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 Scott M. Sheplak, P.E., at the above address, or call 850/921-9532, for additional information.
Sep 18 No. 26911

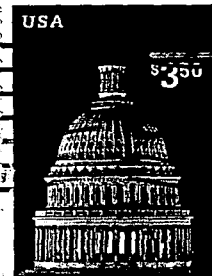


Florida Power

CERTIFIED MAIL



7000 0520 0012 7034 9347



Mr. Scott Sheplak
Florida Department of Environmental
Protection
2600 Blair Stone Road
MS 5505
Tallahassee, FL 32399-2400

32399+2400

