

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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BUREAU OF AIR REGULATION

IN RE:
FLORIDA POWER & LIGHT CO.
MANATEE COUNTY, FLORIDA

DRAFT PERMIT NO. 0810010-006-AC (PSD-FL-328)
OGC CASE NO. _____

REQUEST FOR ENLARGEMENT OF TIME

FLORIDA POWER & LIGHT CO. ("FPL"), by and through undersigned counsel, and pursuant to Florida Administrative Code Rule 62-110.106(4), hereby requests an enlargement of time, to and including October 9, 2002, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, FPL states:

1. On or about July 25, 2002, FPL received from the Department of Environmental Protection ("Department") an "Intent to Issue PSD Permit" and accompanying "Draft Permit," "Technical Evaluation and Preliminary Determination" and "Draft BACT Determination" regarding a new combined cycle generating unit (Unit 3) to be located at FPL's Manatee Power Plant in Manatee County, Florida. The "Intent to Issue" advised that FPL has fourteen days from receipt in which to file a Petition for Administrative Proceedings on the Department's proposed action.

2. Based on FPL's initial review, the Draft Permit and related documents raise issues and contain provisions that may warrant clarification or correction. Additional time is needed to fully review these documents and to discuss these issues and provisions with Department staff. FPL intends to send a letter to the Department providing its comments on the Draft Permit in the near future.

3. Accordingly, FPL requests an extension of time through and until October 9, 2002, in which to file a Petition for Administrative Proceedings on the Department's proposed action pursuant

to Sections 120.569 and 120.57, Florida Statutes, and Rule 62-110.106(4), Florida Administrative Code.

4. This request is filed simply as a protective measure to avoid waiver of FPL's right to challenge the Draft Permit in the event a mutually agreeable resolution of the issues cannot be reached. Grant of this request will not prejudice either party, but will further their mutual interest and hopefully avoid the need to initiate formal administrative proceedings in this matter.

WHEREFORE, Florida Power & Light Co. respectfully requests that the time for filing of a Petition for Administrative Proceedings regarding the Department's Intent to Issue the above-referenced PSD Permit be formally extended to and including October 9, 2002. If the Department denies this Request, FPL respectfully requests an opportunity to file a Petition for Administrative Proceedings within ten days of such denial.

Respectfully submitted this 8TH day of August, 2002.

HOPPING GREEN & SAMS, P.A.

By: 

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850-222-7500

Attorneys for FLORIDA POWER & LIGHT CO.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following by U.S.

Mail on this 8th day of August, 2002:

Teresa Heron
Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road, MS 5505
Tallahassee, FL 32399-2400

W. Douglas Beason
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400




Attorney

Memorandum

Florida Department of Environmental Protection

TO: Al Linero
Administrator, New Source Review
MAIL STOP:5505

FROM: Steven L. Palmer 
Siting Coordination Office

DATE: April 1, 2002

SUBJECT: FP&L Manatee Unit No. 3 Site Certification Application, PA02-44

You should have received a copy of the Florida Power & Light's Manatee Unit No. 3 power plant site certification application (SCA). This is a proposed nominal 1150 MW facility utilizing four combustion turbines, four heat recovery steam generators, and one steam turbine. The combustion turbines will be fueled with natural gas.

Please review this SCA for sufficiency and return your comments to me by April 17, 2002. If sufficiency questions can be timely resolved, reports will be due to the Siting Office on August 15, 2002.

If you have any questions, please call me at 850/487-0472 (E-mail: Steven.Palmer@dep.state.fl.us).

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