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Bradenton Herald
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STATE OF FLORIDA
COUNTY OF MANATEE;

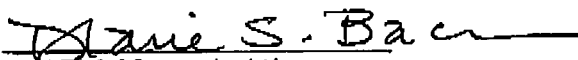
Before the undersigned authority personally appeared Sandy Riley, who on oath says that she is a Legal Advertising Representative of the Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of **PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR AND OPERATION PERMIT RENEWAL** in the Court, was published in said newspaper in the issues of, 9/5,'03

Affiant further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that 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.


(Signature of Affiant)

Sworn to and subscribed before me this
10th Day of Sept., 2003

DIANE S. BACRO
Notary Public, State of Florida
My comm. exp. Aug. 15, 2007
Comm. No. DD 206531


SEAL & Notary Public
Personally Known ☒ OR Produced Identification ☐
Type of Identification Produced _____

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see attached

BRADENTON HERALD

CLASSIFIED ADVERTISING

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| Order: | 131069762 | Pubs: | 1 | Rate: | LE |
| Phone: | (941) 776-5278 | Class: | 4995 | Charges: | \$ 0.00 |
| Account: | H407580 | Start Date: | 09/05/2003 | List Price: | \$ 416.12 |
| Name: | Accts, Payable | Stop Date: | 09/05/2003 | Payments: | \$ 0.00 |
| Firm: | FPL/Parrish Plant | Insertions: | 1 | Balance: | \$ 416.12 |

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR AND OPERATION PERMIT RENEWAL

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

**DRAFT PERMIT
PROJECT NO.:
0810010-009-AV
Manatee Plant
Manatee County**

The Florida Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Renewal to Florida Power & Light company for the Manatee Plant located at 19050 State Road 62, Parrish, Manatee County. The applicant's name and address are: Florida Power & Light Company; and, Mr. Paul Plotkin, Manatee Plant General Manager, 19050 State Road 62, Parrish, Florida, 34219-9220.

The permitting authority will issue the PROPOSED Permit, and subsequent FINAL Permit, in accordance with the conditions of the DRAFT Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions.

The permitting authority will accept written comments concerning the proposed DRAFT Permit issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the FDEP Bureau of Air Regulation, MS 5505, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change

In this DRAFT Permit, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

The permitting authority will also accept written or oral comments concerning the proposed DRAFT Permit issuance during a Public Meeting from 5:00-7:00 p.m. on Thursday, October 2, 2003, at the Manatee Convention and Civic Center, One Habern Blvd., Palmetto, Florida.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing 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 FDEP Office of General Counsel, Mail Station 35, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. (Telephone: 850/245-2242, Fax: 850/245-2303).

Petitions filed by the persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who asked the permitting 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 petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition with the applicable time period shall constitute a waiver of that person's right to re-

quest an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only 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 on which the permitting authority's action is based must contain the following information:

(a) The name & 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, the 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 each petitioner received notice of the agency's 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 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 re-

spect 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 Department'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 7661d(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 7661d(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 Administrator of the EPA that it was impracticable to raise such objections within the comment period or unless the grounds for such objection arose after the comment period. Filing of a petition

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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:

FDEP Bureau of Air

Regulation

Title V Section

111 South Magnolia Dr.

Suite 4

Tallahassee, FL 32301

Ph: 850/488-0114

Fax: 850/821-9533

Affected District/Local Program

FDEP Southwest

District Office Air

Program

8407 Laurel Fair Circle

33610

Ph. 813/744-6100 x 111

Fax: 813/744-6458

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 Ms. Cindy Phillips, P.E., at the above address or at Cindy Phillips@dep.state.fl.us, or call 850/821-9534, for additional information.

9/5/03