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## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IV

1431 PEACHTREE ST., N.E.  
ATLANTA, GEORGIA 30309

January 26, 1976

RECEIVED

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Env'l. Protection

Mr. W. J. Barrow, Jr.  
Florida Power and Light Company  
Post Office Box 013100  
Miami, Florida 33101

Re: Florida Power and Light Company  
Willow Creek Site of Manatee County Station

Dear Mr. Barrow:

This is in response to your letter dated January 20, 1976, requesting a determination as to whether Florida Power and Light's Manatee County Station qualifies as an "existing source" under Title 40 of the Code of Federal Regulations (CFR), Part 60, Subpart D.

The information you submitted on January 21, 1976, and the information attached to your letter of January 20, 1976, evidence binding contracts for the purchase of equipment (Boiler Unit #1 and Boiler Unit #2) prior to the effective date of EPA's Regulations on Standards of Performance for New Stationary Sources. Based on this information, it is our opinion that the Manatee County Station is not a "new source" within the meaning of gill (a) (2) of the Clean Air Act Amendments of 1970, and is therefore exempt from the federal requirements imposed under 40 CFR 60.

This exemption is limited to the above described and in no way relieves Florida Power and Light from compliance with other federal, state or local pollution abatement requirements.

Sincerely,

*Frances E. Phillips*  
Frances E. Phillips  
Regional Counsel

cc: Mr. Jay Landers  
Dr. J. P. Subramani