



# Department of Environmental Protection

Lawton Chiles  
Governor

Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, Florida 32399-2400  
December 18, 1997

Virginia B. Wetherell  
Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. John H. Lindsay  
Plant General Manager  
FP&L Martin Plant  
Post Office Box 14000  
Juno Beach, Florida 33408

Re: EPA Objection to PROPOSED Title V Permit No. 0850001-004-AV  
Plant Name: FP&L - Martin

Dear Mr. Lindsay:

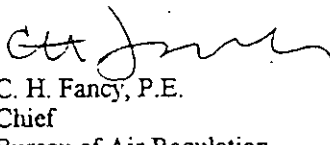
On December 12, the department received a timely written objection from the United States Environmental Protection Agency to the referenced proposed permit. A copy of EPA's objection is attached.

In accordance with Section 403.0872(8), Florida Statutes (F.S.), the department must not issue a final permit until the objection is resolved or withdrawn. Pursuant to Section 403.0872(8), F.S., the applicant may file a written reply to the objection within 45 days after the date on which the department serves the applicant with a copy of the objection. The written reply must include any supporting materials that the applicant desires to include in the record relevant to the issues raised by the objection. The written reply must be considered by the department in issuing a final permit to resolve the objection of EPA. Please submit any written comments you wish to have considered concerning the objection to Mr. Scott M. Sheplak, P.E., at the above letterhead address.

Pursuant to 40 CFR 70.8(c)(4) the department will have to resolve the objection by issuing a permit that satisfies EPA within 90 days of the objection, or EPA will assume authority for the permit. Since the department has been unable to resolve the issues associated with the objection, we recommend that you set up a meeting with EPA to resolve the objection. Please contact Mr. Douglas Neeley, Chief, Air & Radiation Technology Branch or Ms. Carla Pierce, Chief, Operating Source Section at 404/562-9105. Please advise us of the date and time of the meeting so that we can attend.

If you should have any other questions, please contact Mr. Scott M. Sheplak, P.E., at 850/921-9532.

Sincerely,

  
C. H. Fancy, P.E.  
Chief  
Bureau of Air Regulation

CHF/sms/k

Enclosures

cc: Rich Piper, FPL w/enclosures  
Pat Comer, OGC w/enclosures  
Douglas Neeley, USEPA w/o enclosures  
Carla Pierce, USEPA w/o enclosures  
Lynda Crum, USEPA w/o enclosures



August 22, 1997

**RECEIVED**

**AUG 26 1997**

**BUREAU OF  
AIR REGULATION**

Mr. W. Douglas Beason, Esquire  
Assistant General Counsel  
Office of General Counsel  
State of Florida  
Department of Environmental Protection  
3900 Commonwealth Boulevard  
Tallahassee, Florida 32399-3000

**RE: Martin Power Plant  
Notice of Intent to Issue Proposed  
Permit No. 0850001-004-AV - Draft**

Dear Mr. Beason:

On August 15, 1997, Florida Power and Light Company (FPL) received the referenced Notice of Intent to Issue Proposed Permit for its Martin Power Plant located in Martin County, Florida. The Notice of Intent was issued by the Department's Tallahassee Office and was signed by C.H. Fancy, P.E., Chief of Bureau of Air Regulation.

FPL has been working in good faith with the Department to identify and resolve outstanding permit issues regarding the referenced facility. The Department and FPL agree that more time is needed to complete the permitting process for this facility. FPL hereby requests, pursuant to Rule 62-103.070, F.A.C., an extension to and including September 12, 1997, in which to file a petition for administrative proceedings regarding the Notice of Intent to Issue the Proposed Air Construction and Air Operating permits. FPL does not request an extension of time in which to public notice the Notice of Intent to Issue the Permits as required under Section 403.815, F.S. and Rule 62-103.150, F.A.C. As good cause for granting the requests for extension of time for filing and public noticing, FPL states the following:

This request is filed simply as a protective measure to avoid waiver of FPL's right to challenge the permit as issued. Granting of this request will not prejudice either party, but will further their mutual interests and likely avoid the need to initiate formal administrative proceedings. FPL is committed to amicably resolving all outstanding issues related to this permit issuance so that the Department's Title V program objectives may be met.

I hereby certify that I have contacted Mr. Scott M. Sheplak, P.E., regarding this request, and he has agreed to this request for extension of time.

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Accordingly, I hereby request that you formally extend the time for filing of a petition for administrative proceedings to and including September 12, 1997.

Sincerely,

A handwritten signature in cursive script that reads "Richard Piper".

Richard Piper  
Senior Environmental Specialist  
Florida Power & Light Company

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cc: Mr. Scott Sheplak, P.E., Tallahassee FDEP

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bcc: John Lindsay PMR / PMR  
Willie Welch PMR / PMR  
John Hampp GPA / JB  
Ron Adams GPA / JB  
Diana Davis LAW / JB  
FILE: PMR Title V Permit