

STATE OF FLORIDA §
§
County of Putnam §

The undersigned personally appeared before me, a Notary Public for the State of Florida, and deposes that the Daily News is a daily newspaper of general circulation, printed in the English language and published in the City of Palatka in said County and State; and that the attached order, notice, publication and/or advertisement:

Legal No. 50839

PUBLIC NOTICE PUBLIC NOTICE OF INTENT

was published in said newspaper 1 time with said publication being made on the following dates:

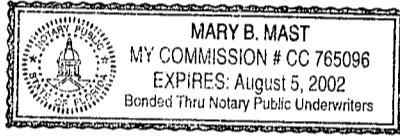
12/21/99

The Daily News has been continuously published as a daily newspaper, and has been entered as second class matter at the post office at the City of Palatka, Putnam County, Florida, each for a period of more than one year next preceding the date of the first publication of the above described order, notice, and/or advertisement.

Tracy Collins

Sworn to and subscribed before me this December 21, 1999 by Tracy Collins, Classified Phone Sales Coordinator of the Daily News, a Florida corporation, on behalf of the corporation.

Mary B. Mast
Mary B. Mast Notary Public,
State of Florida



Notary Seal

Seal of Office:

- Personally known to me, or
- Produced identification:
- Did take an oath

12/16/1999

RECEIVED

JAN 05 2000

BUREAU OF AIR REGULATION

1/10/00 cc: Tom Cascio

PUBLIC NOTICE
PUBLIC NOTICE OF INTENT
TO ISSUE TITLE V AIR
OPERATION PERMIT REVI-
SION

STATE OF FLORIDA
DEPARTMENT OF ENVIRON-
MENTAL PROTECTION

Title V DRAFT Permit
Revision No.: 1070014-004-
AV
Putnam Plant
Putnam County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V air operation permit revision to Florida Power and Light Company for the Putnam Plant located at 392 U.S. Highway 17 South, East Palatka, Putnam County. The applicant's name and address are: FPL Environmental Services, 700 Universe Boulevard, Juno Beach, Florida 33408.

The applicant applied on September 28, 1999, to the

permitting authority for a Title V air operation permit revision. The requested permit revision allows for an alternate method of operation resulting in no increase of emissions. Based on the application, one specific condition is being revised in Subsection A (Emissions Unit 003-006, Combustion Turbines) of Initial Final Title V Permit No. 1070014-001-AV. This revised condition incorporates requirements from Air Construction Permit No. 1070014-003-AC for inlet foggers installed on the four combined cycle combustion turbines.

The permitting authority will issue the Title V PROPOSED Permit Revision, and subsequent Title V FINAL Permit Revision, in accordance with the conditions of the Title V DRAFT Permit Revision 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 Title V DRAFT Permit Revision issuance action for a period of 30 (thirty) days from the date of publication of this Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #5505, 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 Revision, the permitting authority shall issue a Revised DRAFT Permit Revision and require, if applicable, another Public Notice.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.567 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 Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (telephone: 850/488-9730; Fax: 850/487-4938). Petitions filed by any 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 the 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 within the applicable time period shall constitute a waiver of that person's right to request 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:

- The name and address of each agency, affected and each agency's file or identification number, if known;
- The name, address and telephone number of the petitioner; name address and telephone number of the petitioner-

er'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;

A statement of how, and when the petitioner received notice of the agency action or proposed action;

A statement of all disputed issues of material fact. If there are none, the petition must so state;

a concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief;

A statement of the specific rules of statutes the petitioner contends require reversal or modification of the agency's proposed action; and,

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 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 revision. Any petition shall be based only on objections to the permit revision 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 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 or 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
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 Program:

Department
Environmental Protection
Northeast District Office
7852 Baymeadows Way,
Suite 200B
Jacksonville, Florida 32256-
7590
Telephone: 904/448-4300
Fax: 904/448-4363

The complete project file includes the DRAFT Permit Revision, the application, 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.

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