

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

FLORIDA POWER & LIGHT
(LAUDERDALE POWER PLANT),

Petitioner,

vs. .

OGC CASE NO. 97-1680

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

RECEIVED

OCT 14 1997

BUREAU OF
AIR REGULATION

**ORDER GRANTING REQUEST FOR EXTENSION
OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner FLORIDA POWER & LIGHT (LAUDERDALE POWER PLANT) to grant an extension of time to file a petition for an administrative hearing on Application No. 0110037-001-AV. See Exhibit 1.

Although Counsel for Petitioner has not discussed this request with counsel for the Respondent State of Florida Department of Environmental Protection, the Department has no objection to it. Therefore,

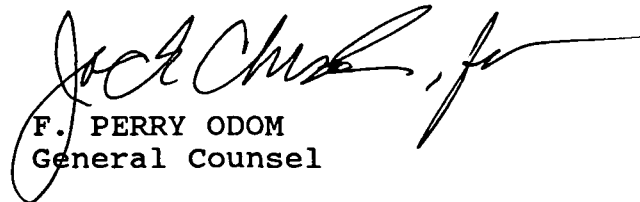
IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until October 14, 1997, to file a petition in this matter. Filing shall be complete on receipt by the Office of General

Counsel, Mail Station 35, Department of Environmental Protection,
3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 10th day of October 1997 in
Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



F. PERRY ODOM
General Counsel

Douglas Building, MS #35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314

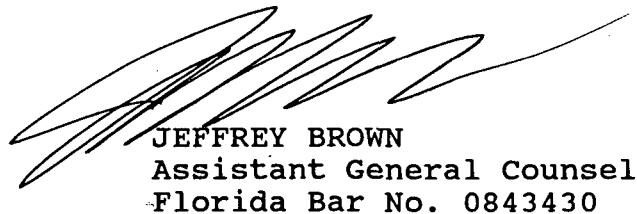
CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to:

Richard Piper
Senior Environmental Specialist
Florida Power & Light Company
PO Box 14000
Juno Beach, Florida 33408

on this 13 day of October 1997.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



JEFFREY BROWN
Assistant General Counsel
Florida Bar No. 0843430

Mail Station 35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9730



Florida Power & Light Company, Environmental Services Dept., P.O. Box 14000, Juno Beach, FL 33408

September 30, 1997

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

**RE: Lauderdale Power Plant
Notice of Intent to Issue Proposed
Permit No. 0110037-001-AV - Draft**

Dear Mr. Brown:

On September 16, 1997, Florida Power and Light Company (FPL) received the referenced Notice of Intent to Issue Proposed Permit for its Lauderdale Power Plant located in Broward County, Florida. The Notice of Intent was issued by the Department's Tallahassee Office and was signed by Scott M. Sheplak, P.E., of the 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 October 14, 1997, in which to file a petition for administrative proceedings regarding the Notice of Intent to Issue the Proposed Title V permit. 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.



EXHIBIT 1

Page 2

Accordingly, I hereby request that you formally extend the time for filing of a petition for administrative proceedings to and including October 14, 1997.

Sincerely,



Richard Piper
Senior Environmental Specialist
Florida Power & Light Company

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