

Tom

Mailed to:

FLORIDA POWER & LIGHT COMPANY
ATTN: IAN GRIGGS
1790 CORAL WAY
MIAMI, FL 33145

A daily publication by:



RECEIVED

NOV 18 2011

DIVISION OF AIR
RESOURCE MANAGEMENT

STATE OF FLORIDA
COUNTY OF BREVARD

Before the undersigned authority personally appeared KATHY CICALA, who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

Ad # (424002)	\$	1,450.26	the matter of:
Acct. # (6MG604)			
				FLORIDA POWER & LIGHT COMPANY
the	Court			PUBLIC NOTICE
				INTENT TO ISSUE AIR PERMIT

as published in the FLORIDA TODAY in the issue(s) of:

NOVEMBER 9, 2011

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida, and that the said newspaper has heretofore been continuously published in said Brevard County, Florida, regularly as stated above, and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one 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 said newspaper.

Kathy Cicala
(Signature of Affiant)

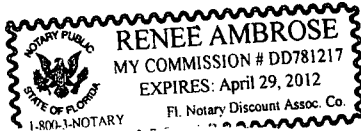
9TH DAY OF NOVEMBER 2011

Renee Ambrose
(Signature of Notary Public)

Renee Ambrose

(Name of Notary Typed, Printed or Stamped)

Sworn to and subscribed before this:



Personally Known X or Produced Identification _____
Type Identification Produced: _____

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT RECEIVED

Florida Department of Environmental Protection
Office of Permitting and Compliance
Draft Air Construction Permit Revision
Project No. 0090006-007-AC
Florida Power and Light Company, Cape Canaveral Energy Center
Brevard County, Florida

OCT 18 2011

DIVISION OF AIR
RESOURCE MANAGEMENT

Applicant: The applicant for this project is Florida Power and Light Company. The applicant's authorized representative and mailing address are: Mr. Randall R. LaBauve, Vice President, Florida Power and Light Company, Cape Canaveral Energy Center, 700 Universe Boulevard, Juno Beach, Florida 33408.

Facility Location: Florida Power and Light Company operates the existing Cape Canaveral Energy Center, which is located in Brevard County, at 6000 North U.S. Highway 1 between Cocoa and Titusville, Florida.

Project: The project will revise specific conditions of current air construction permit 0090006-005-AC related to excess emissions provisions for the gas turbines (clarified), the maximum heat input for the process heaters (decreased) and the hours of operation (decreased) for the emergency generators at the facility. There will be no emissions increases and the project is not subject to prevention of significant deterioration (PSD) preconstruction review.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210 and 62-212 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from air permitting requirements and an air permit is required to perform the proposed work. The Permitting Authority responsible for making a permit determination for this project is the Department of Environmental Protection's Office of Permitting and Compliance in Tallahassee. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5505, Tallahassee, Florida 32399-2400. The Permitting Authority's telephone number is 850/717-9000.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at the physical address indicated above for the Permitting Authority. The complete project file includes the draft permit, the Technical Evaluation and Preliminary Determination, the application and information submitted by the applicant (exclusive of confidential records under Section 403.111, F.S.). Interested persons may contact the Permitting Authority's project engineer for additional information at the address and phone number listed above. In addition, electronic copies of these documents are available on the following web site: <http://www.dep.state.fl.us/air/emission/apds/default.asp>.

Notice of Intent to Issue Air Permit: The Permitting Authority gives notice of its intent to issue an air construction permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of proposed equipment will not adversely impact air quality and that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-296 and 62-297, F.A.C. The Permitting Authority will issue a final permit in accordance with the conditions of the draft permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the draft permit for a period of 14 days from the date of publication of this Public Notice. Written comments must be received by the Permitting Authority by close of business (5:00 p.m.) on or before the end of the 14-day period. If written comments received result in a significant change to the draft permit, the Permitting Authority

shall revise the draft permit and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

Petitions: 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, F.S. The petition must contain the information set forth below and must be filed with (received by) the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2241). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S. must be filed within 14 days of publication of this Public Notice or receipt of a written notice, 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 14 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 appropriate 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 (in a proceeding initiated by another party) will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, 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 and 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 the petitioner's substantial rights will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A statement of the relief sought by the petitioner, stating precisely the action the 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 Public Notice of Intent to Issue Air Permit. 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: Mediation is not available for this proceeding.



November 16, 2011

Department of Environmental Protection
Office of Air Permitting and Compliance
2600 Blair Stone Road MS #5505
Tallahassee, FL 32399

RE: FPL Cape Canaveral Energy Center: Project No. 0090006-007-AC Air Construction Permit
Revision

Dear Sir or Madam:

The Florida Power & Light Company (FPL) hereby submits the required proof of publication pursuant to Rule 62-110.106(5) and (9), Florida Administrative Code.

If you have any comments or questions regarding the attached, please feel free to contact me at (561) 691-7065 or Adrienne Charbonneau at (561) 691-7510.

Sincerely,

A handwritten signature in black ink, appearing to be 'Stacy Foster'.

for Stacy Foster
Environmental Project Manager

Cc (by email): Ann Seiler, DEP Siting Office
Caroline Shine, DEP Central District
Ashley Pinnock, FPL