



SCRIPPS TREASURE COAST
NEWSPAPERS

The Stuart News
The Port St. Lucie News

1939 S. Federal Highway, Stuart, FL 34994

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA

COUNTY OF MARTIN; COUNTY OF ST. LUCIE

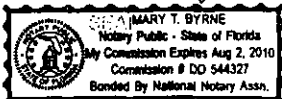
Before the undersigned authority personally appeared, S. Darlene Breeg, who on oath says that she is Classified Inside Sales Manager of the Stuart News and the Port St. Lucie News, a daily newspaper published at Stuart in Martin County, Florida, that the attached copy of advertisement was published in the Stuart/Port St. Lucie News in the following issues below. Affiant further says that the said Stuart/Port St. Lucie News is a newspaper published in Stuart in said Martin County, Florida, with offices and paid circulation in Martin County and St. Lucie County, Florida, and that said newspapers have heretofore been continuously published in said Martin County, Florida, daily and distributed in Martin and St. Lucie 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 or promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper. The Stuart News has been entered as Periodical Matter at the Post Offices in Stuart, Martin County, Florida and Ft. Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

Customer	Ad Number	Pub Date	Copyline	PO #
FPL MARTIN PLANT	1527937	12/13/2006	MISC NOTICE	DEP PERMIT

Subscribed and sworn to me before this date:
December 13, 2006

S. Darlene Breeg

Mary T. Byrne
Notary Public



PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMITS
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
Draft Air Construction Permit Modification No. 0650001-016-AE DRAFT Title V Operation
Permit Revision No. 0650001-017-AV
FPL Martin Power Plant - Martin County

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue an Air Construction Permit Modification and a Title V Air Operation Permit Revision to the Florida Power & Light Company for the MartinPower Plant, located in the western part of unincorporated Martin County, approximately seven miles north of Indiantown, on State Road 71 0. The applicant's name and address are: Mr. Craig Arcari, Plant Manager, Florida Power & Light Company, 700 Universa Boulevard, Juno Beach, FL 33408.

This facility consists of two oil and natural gas fired conventional steam electric generating stations (Units 1 and 2) and three natural gas fueled combined-cycle units (Units 3, 4 and 8). Combined Cycle Unit 8 is a nominal 1,150 megawatt (MW) unit that recently began operation. It consists of four combustion turbine/heat recovery steam generator (CTHRSG) sets and a nominal 470 MW steam turbine electric generator (STG). Pollutants from Unit 8 are controlled by use of inherently clean natural gas, Dry Low NOx/CO combustors, and selective catalytic reduction (SCR).

All physical construction related to Combined Cycle Unit 8 is complete and the unit is in operation. A Modification of the current Unit 8 Air Construction/PSD Permit will be issued that will allow excess emissions from individual CTHRSG sets for a period of eight rather than six hours during future cold start-ups of the 470 MW STG. Such cold start-ups of a STG are infrequent and typically years apart for base-loaded combined cycle units.

The Draft Air Construction/PSD Permit Modification addresses a request by FPL to allow annual testing of Units 3 and 4 to be conducted at 90 to 100 percent of capacity rather than 85 to 100 percent. The request is consistent with the requirements of the original Air Construction/PSD Permit for Units 3 and 4. The Modification will also recognize a high power mode of operation known as power or steam augmentation. This is a feature included in the original design and actual construction of Units 3 and 4 within the permitted input and emission limits.

The DRAFT Title V Operation Permit Revision incorporates the conditions of the Unit 8 Air Construction/PSD Permit as well as the Draft Air Construction Permit Modification.

The Department will issue the Air Construction Permit Modification and the PROPOSED Title V Air Operation Permit Revision and require, if applicable, another Public Notice. Written comments should be provided to the Department's Bureau of Air Regulation, 2600 Blair Stone Road, Mail Station #505, 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 Air Construction Permit, the Department shall issue a Revised Draft Air Construction Permit and require, if applicable, another Public Notice.

The Department will accept written comments concerning the DRAFT Title V Air Operation Permit Revision for a period of thirty (30) days from the date of publication of this Public Notice. Written comments must be post-marked and all facsimile comments must be received by the close of business (5:00 pm), on or before the end of the 30-day period, by the Department at 2600 Blair Stone Road, Mail Station #505, Tallahassee, Florida 32399-2400 or facsimile (904)922-6378.

As part of his or her comments, any person may also request that the Department hold a public meeting on this permitting action, if the Department determines there is sufficient interest for a public meeting, it will publish notice of time, date, and location in the Florida Administrative Weekly (<http://www.dos.state.fl.us/>) and in a newspaper of general circulation in the area affected by the permitting action. For additional information, contact the Department at the above address or phone number.

If written comments or comments received at a public meeting result in a significant change to the DRAFT Title V Air Operation Permit Revision, the Department shall issue a further revision of the DRAFT Title V Air Operation Permit Revision and require, if applicable, another Public Notice. All comments filed will be made available for public inspection.

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 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, 2600 Commonwealth Boulevard, Mail Station 825, Tallahassee, Florida 32399-3000 (Telephone: 850-245-2242; Fax: 850-245-2303). Petitions filed by any persons other than those entitled to written notice under Section 120.50(3), F.S., must be filed within 14 (fourteen) days of publication of the public notice or within 14 (fourteen) days of receipt of the notice of intent, whichever is later. Under Section 120.60(3), F.S., however, any person who asked the Department for notice of agency action may file a petition within 14 (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 accordance with Rule 28.1-06.206 of the Florida Administrative Code (F.A.C.).

A petition that disputes the material facts on which the Department'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'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 or 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 Department'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 Department's final action may be different from the position taken by it in the notice of intent. Persons whose substantial interests will be affected by any such final decision of the Department on the application(s) 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 7651(b)(2), any person may petition the Administrator of the EPA within 60 (sixty) days of the expiration of the Administrator's 45 (fifty-five) day review period as established at 42 U.S.C. Section 7651(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 of EPA must meet the requirements of 42 U.S.C. Section 7651(d)(1)(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 am to 5:00 p.m., Monday through Friday, except legal holidays, at:

Department of Environmental Protection
Bureau of Air Regulation
111 S. Manhole Drive, Suite 4
Tallahassee, Florida 32399-2400
Telephone: 850-488-0114
Fax: 850-922-6378

Department of Environmental Protection
Southeast District Office
400 North Congress Avenue
West Palm Beach, Florida 33416-5425
Telephone: 561-881-6800
Fax: 561-681-6790

The complete project file includes the Statement of Basis, Draft Permits, the application(s), and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator, South Permitting Section, at the above address.