

The Orlando Sentinel

Published Daily

State of Florida } S.S.
COUNTY OF ORANGE

Before the undersigned authority personally appeared BEVERLY C. SIMMONS

that he/she is the Legal Advertising Representative of The Orlando Sentinel, a daily newspaper published at ORLANDO in ORANGE County, Florida; that the attached copy of advertisement, being a PUBLIC NOTICE OF TITLE V in the matter of _____

in the ORANGE Court, was published in said newspaper in the issue; of 03/15/98

Affiant further says that the said Orlando Sentinel is a newspaper published at ORLANDO in said ORANGE County, Florida, and that the said newspaper has heretofore been continuously published in said ORANGE County, Florida, each Week Day and has been entered as second-class mail matter at the post office in ORLANDO in said ORANGE County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he/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 the said newspaper.

The foregoing instrument was acknowledged before me this 27th day of MARCH, 1998 by BEVERLY C. SIMMONS

who is personally known to me and who did take an oath Donna A. Shaver

(SEAL)

DONNA A. SHAVER
My Comm Exp. 3/15/2002
No. CC 724850
[] Personally Known [] Other I.D.

PUBLIC NOTICE OF INTENT

PUBLIC NOTICE OF INTENT TO ISSUE TITLE V AIR OPERATION PERMIT
STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

Title V DRAFT Permit No: 1270009-001-AV
Sanford Plant
Volusia County

The Department of Environmental Protection (permitting authority), gives notice of its intent to issue a Title V air operation permit to Florida Power & Light Company for the Sanford Plant located at 950 Highway 17-92 which is on the St. John's River, approximately 7 miles northwest of Sanford, Volusia County, the applicant's name and address are: Mr. Robert Ruhlman, Plant General Manager, Florida Power & Light Company, 11770 U.S. Highway One, North Palm Beach, FL 33408.

The permitting authority will issue the Title V PROPOSED Permit, and subsequent Title V FINAL Permit, in accordance with the conditions of the Title V DRAFT Permit 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 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, 2800 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, the permitting authority shall issue a Revised DRAFT Permit and require, if applicable, another Public Notice.

The permitting authority will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to Section 120.569 and 120.57, Florida Statutes (F.S.). Mediation under Section 120.573, F.S., will not be available for this proposed action.

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 (received) in the Office of General Counsel of the Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida

RECEIVED
JUN 29 1998
BUREAU OF AIR REGULATION

Public Notice for PSN's Title V Draft Permit

The Orlando Sentinel, Sunday, March 15, 1998 **D-3**

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A petition must contain the following information:

- (a) The name, address, and telephone number of each petitioner, the applicant's name and address, the Permit File Number, and the county in which the project is proposed;
- (b) A statement of how and when each petitioner received notice of the permitting authority's action or proposed action;
- (c) A statement of how each petitioner's substantial interests are affected by the permitting authority's action or proposed action;
- (d) A statement of the material facts disputed by the petitioner, if any;
- (e) A statement of the facts that the petitioner contends warrant reversal or modification of the permitting authority's action

or proposed action;
(f) A statement identifying the rules or statutes that the petitioner contends require reversal or modification of the permitting authority's action or proposed action; and,
(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wants the permitting authority to take with respect to the action or proposed action addressed in this notice of intent.

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.

In addition to the above, pursuant to 42 United States Code (U.S.C.) Section 7661(d)(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 7661(d)(1), to object to issuance of any permit. Any petition shall be based only on objections to the permit 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 7661(d)(2) and must be filed with the Administrator of the EPA at 401 M Street, SW, 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 of Environmental Protection
Bureau of Air Regulation
111 South Magnolia Drive, Suite 4
Tallahassee, Florida 32301
Telephone: 850/488-1344
Fax: 850/922-6979

Affected District:
Department of Environmental Protection
Central District Office
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3787
Telephone: 407/894-7555
Fax: 407/897-2966

The complete project file includes the DRAFT Permit, 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 850/488-1344, for additional information. cor2017607 March 15, 1998

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

June 23, 1998

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: **Sanford Power Plant**
Notice of Intent to Issue Proposed
Permit No. 1270009-001-AV - Draft

Dear Mr. Beason:

On October 8, 1997, Florida Power and Light Company (FPL) received the referenced Notice of Intent to Issue Proposed Permit for its Sanford Power Plant located in Volusia County, Florida. The Notice of Intent was issued by the Department's Tallahassee Office and was signed by Martin J. Costello, P.E., of the DEP 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 August 31, 1998, 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 has filed public notice of the Notice of Intent to Issue the Permits as required. As good cause for granting the requests for extension of time for filing, 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 Sheplak, P.E., regarding this request, and he is amenable to an extension through August 31, 1998.

Post-it® Fax Note	7671	Date	6-23-98	# of pages	2
To	Scott Sheplak	From	Mary Ann		
Co./Dept.	FDGP	Co.	FPL		
Phone #		Phone #	561 691 7057		
Fax #	850 922 6979	Fax #			

an FPL Group company

April 28, 1998
Mr. W. Douglas Beason, Esquire
Page 2.

Accordingly, I hereby request that you formally extend the time for filing of a petition for administrative proceedings to and including August 31, 1998.

Sincerely,



Mary Archer
Senior Environmental Specialist
FLORIDA POWER & LIGHT COMPANY

cc: Scott Sheplake, P. E., Tallahassee DEP