

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

FLORIDA POWER & LIGHT  
(SANFORD POWER PLANT),

Petitioner,

vs.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION,

Respondent.

OGC CASE NO. 97-1769

RECEIVED

APR 10 1998

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 (Sanford Power Plant), to grant an extension of time to file a petition for an administrative hearing on Application No. 1270009-001-AV. See Exhibit 1.

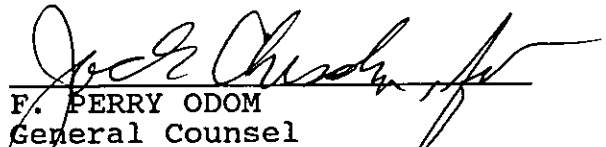
Respondent, State of Florida Department of Environmental Protection, has no objection to it. Therefore,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until April 30, 1998, 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 6th day of April, 1998, 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: (904) 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  
Post Office Box 14000  
Juno Beach, Florida 33408

on this 9th day of April, 1998.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

  
W. DOUGLAS BEASON  
Assistant General Counsel  
Florida Bar No. 279239

Mail Station 35  
3900 Commonwealth Boulevard  
Tallahassee, FL 32399-3000  
Telephone: (904) 488-9730



**FPL**

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

March 27, 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 April 30, 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 and is waiting for contact from your office.

Post-it® Fax Note	7671	Date	3-27-98	# of pages	2
To	Douglas Beason	From	Mary Archer		
Co./Dept.		Co.	FPL		
Phone #		Phone #	561 691 7057		
		Fax #			

March 27, 1998  
Mr. W. Douglas Beason, Esquire  
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Accordingly, I hereby request that you formally extend the time for filing of a petition for administrative proceedings to and including April 30, 1998.

Sincerely,



Mary Archer  
Senior Environmental Specialist  
FLORIDA POWER & LIGHT COMPANY

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