

**STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

FLORIDA POWER & LIGHT  
(SANFORD POWER PLANT)

Petitioner,

vs.

OGC CASE NO. 97-1769

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION,

Respondent.

---

**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, to grant an extension of time to file a petition for an administrative hearing on Permit No. 1270009-001-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 February 28, 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.



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

Post-It™ Fax Note	7671	Date	10/8	# of pages	2
To	DOUG BEASON		From	RICH PIPER	
Co./Dept.			Co.		
Phone #			Phone #	561 691 7058	
Fax #	850 921 3000		Fax #	7070	

October 8, 1997

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 Martin Power Plant located in Martin County, Florida. The Notice of Intent was issued by the Department's Tallahassee Office and was signed by Martin J. Costello, P.E., of DEP's 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 February 28, 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 also requests an identical extension of time in which to public notice the Notice of Intent to Issue the Permits as required under Section 403.815, F.S. and Rule 62-103.150, F.A.C. 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.

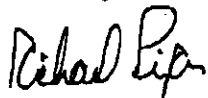
I hereby certify that I have contacted Mr. Clair Fancy, P.E., regarding this request, and he has agreed to this request for extension of time.

████████████████████  
 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 February 28, 1998.

Sincerely,



Richard Piper  
Senior Environmental Specialist  
Florida Power & Light Company

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