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OCT 20 2003

BUREAU OF AIR REGULATION

October 16, 2003

Mr. Bruce Mitchell
Department of Environmental Protection
2600 Blair Stone Road
Mail Station #5505
Tallahassee, Florida 32399-2400

**RE: FLORIDA POWER & LIGHT – SANFORD PLANT
TITLE V AIR OPERATION PERMIT REVISION – PUBLIC NOTICE**

Dear Mr. Mitchell:

Enclosed please find a copy of the Certification and Public Notice published in the Daytona Beach News-Journal on October 8, 2003

Should you have any additional questions, please contact me at (386) 575-5385 or Mary Archer at (561) 691-7057.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Randy Hopkins', is written over a horizontal line.

R. Hopkins
Sr. Plant Leader - Environmental
FPL Sanford Plant

Attachments

cc: Mary Archer – FPL
PSN File

The News-Journal

Published Daily and Sunday
Daytona Beach, Volusia County, Florida

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REC'D CD DEP

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BUREAU OF AIR REGULATION

**State of Florida,
County of Volusia:**

Before the undersigned authority personally appeared

Kathleen Mayes

Who, on oath says that she is

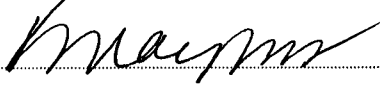
Classified Sales Manager

of The News-Journal, a daily and Sunday newspaper,
published at Daytona Beach in Volusia County, Florida;
that the attached copy of advertisement, being a
Notice of Intent to Issue Permit

52423

in the matter of Title V Air Operation
in the Court
was published in said newspaper in the issues
October 8, 2003

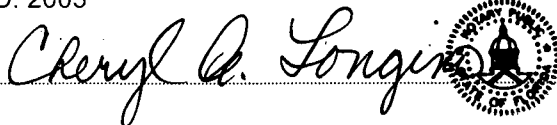
Affiant further says that The News-Journal is a
newspaper published at Daytona Beach, in said Volusia
County, Florida, and that the said newspaper has
heretofore been continuously published in said Volusia
County, Florida, each day and Sunday and has been
entered as second-class mail matter at the post office in
Daytona Beach, in said Volusia 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 the said newspaper.



Sworn to and subscribed before me

this 8th day of October

A.D. 2003



CHERYLA LONGINO
Notary Public, State of Florida
My comm. expires Aug. 29, 2007
Comm. No. DD 232199

LEGAL ADVERTISEMENT

**PUBLIC NOTICE OF INTENT
TO ISSUE TITLE V
AIR OPERATION
PERMIT REVISION
STATE OF FLORIDA
DEPARTMENT OF
ENVIRONMENTAL PROTECTION
Title V Air Operation
Permit Revision
DRAFT Permit No.:
1270009-010-AV
FPL Sanford Power Plant
Volusia County**

The Department of Environmental Protection (permitting authority) gives notice of its intent to issue a Title V Air Operation Permit Revision (copy of the DRAFT Permit attached) for the Title V source detailed in the application specified above, for the reasons stated below. The applicant's name and address are: Ms. Roxane Kennedy, General Plant Manager/Responsible Official, FPL - Sanford Power Plant, 950 South Highway 17-92, DeBary, Florida 32713.

This permit revision is for: 1) the incorporation of the Repowered Unit 4 operation (combined cycle combustion turbines 4A thru 4D, plus associated foggers and unfired heat recovery steam generators) pursuant to air construction (AC) permit, No. 1270009-004-AC/FSD-FL-270; 2) the incorporation of the changes made in AC permit, No. 1270009-008-AC, specifically a) for the facility-wide cap for particulate matter and the associated equation, to correct an equation term due to a transcription error; b) for performance testing, to redefine the operating capacity requirement that would be imposed

during a performance test to comport with Rule 62-297.310(2), F.A.C.; and, c) under excess emissions for combine cycle operation, to redefine what cold startup is in terms of the high-pressure drum of the heat recovery steam generator; and, 3) the incorporation of the high temporary peaking mode language for Repowered Units 4 and 5 established in AC permit, No. 1270009-009-AC. The emissions units have been built and the initial performance tests have been conducted and compliance demonstrated on natural gas only. A Compliance Plan has been created to address the firing of fuel oil.

The permitting authority will issue the PROPOSED Permit, and subsequent FINAL Permit, in accordance with the conditions of the 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 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, 2600 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 ap-

plicable, another Public Notice.

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, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, FL 32399-3000 (Telephone: 850/488-9730, Fax: 850/487-4938). Petitions filed by any persons other than those entitled to written notice under Section 120.60(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 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 (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 compliance with Rule 28-106.205 of the Florida Administrative Code (F.A.C.).

A petition that disputes the material facts upon 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; 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;

(c) A statement of how and when the petitioner received notice of the agency action or proposed action;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so state.

(e) A concise statement of the ultimate facts alleged, as well as the rules and statutes which entitle petitioner to relief;

(f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and.

(g) 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 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 notice of intent. Persons whose substantial interests will be affected by any such final decision of the permitting authority 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 7661d(b)(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 7661d(b)(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 7661d(b)(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 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: 850/488-0114
Fax: 850/922-6979
Affected District:
Department of Environmental Protection
Central District
3319 Maguire Boulevard, Suite 232
Orlando, Florida 32803-3767
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 850/921-9532, for additional information.
Legal L52423, October 8, 2003 It.