

Hopping Green & Sams

Attorneys and Counselors

November 23, 2004

By Hand Delivery

Ms. Kathy Carter, Agency Clerk
Department of Environmental Protection
Office of the General Counsel
3900 Commonwealth Blvd.
Tallahassee, FL 32399-3000

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Industrial Wastewater
Section

Re: Request for Enlargement of Time
Gulf Power Company
Scholz Electric Generation Plant
Jackson County
FL0002283-003-IW1S

Dear Ms. Carter:

Pursuant to Rule 62-110.106(4), Fla. Admin. Code, please accept for filing with the Department this request for enlargement of time, to and including January 19, 2005, to initiate administrative proceedings pursuant to Section 120.569 and 120.57, Florida Statutes with regard to the Department's Intent to Issue a renewal Industrial Wastewater Facilities Permit (FL0002283) to Gulf Power Company for the Scholz Electric Generation Plant in Jackson County. Gulf Power Company received the Intent to Issue on July 12, 2004. Good cause for granting an enlargement of time, through and including January 19, 2005, is as follows:

1. Additional time is required to review and analyze conditions in the renewal permit that were not included in previous versions of the Scholz Electric Generation Plant's Wastewater Facilities Permit.
2. Additional time also is required to address, through informal discussions with the Department, Gulf Power Company's concerns regarding certain new or revised conditions. A draft Administrative Order addressing arsenic compliance requires additional evaluation.
3. An enlargement of time would provide an opportunity for consensus resolution of areas of disagreement without resorting to administrative litigation.
4. With recent hurricane events, additional time has allowed a more thorough review of the permit and opportunity to resolve all issues.

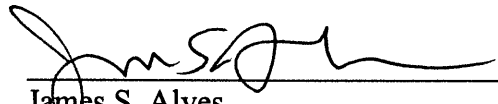
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For the foregoing reasons, Gulf Power Company requests that the deadline for filing a petition initiating administrative proceedings in regard to the referenced Intent to Issue be extended through January 19, 2005.

Very truly yours,

HOPPING GREEN & SAMS



James S. Alves
for Gulf Power Company

cc: Toni Sturtevant, DEP
Allen Hubbard, DEP

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