

## NOTICE OF PUBLIC HEARING

The Department of Environmental Protection announces an administrative hearing to consider land use issues in the case of Seminole Electric Cooperative, Seminole Generating Station, Unit 3, Power Plant Siting Application PA78-10A2, DOAH Case No. 06-0929EPP, OGC Case No. 06-0780.

DATE AND TIME: June 1, 2006 at 1:00 p.m.

PLACE: Putnam County Commission Chambers

107 N. 6<sup>th</sup> Street

Palatka, Florida

PURPOSE: Administrative Law J. Lawrence Johnston will hear arguments regarding land use issues pertaining to the Seminole Electric Cooperative's Site Certification Application ("SCA") for the proposed Seminole Generating Station, Unit 3. The hearing is to decide whether the proposed site is in compliance with existing land use plans and zoning ordinances. The Department received the SCA on March 9, 2006. Seminole Electric Cooperative proposes to construct and operate, at a site in western Putnam County, a 750 megawatt coal-fired unit. For additional information concerning the application contact Ann Seiler, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850) 245-8002.

### POINT OF ENTRY

(a) Parties to the proceeding shall include:

1. The applicant.
2. The Public Service Commission.

3. The Department of Community Affairs.
4. The Fish and Wildlife Conservation Commission.
5. The water management district.
6. The department.
7. The regional planning council.
8. The local government.

(b) Any party listed in paragraph (a) other than the department or the applicant may waive its right to participate in these proceedings. If such listed party fails to file a notice of its intent to be a party on or before the 90th day prior to the certification hearing, such party shall be deemed to have waived its right to be a party.

(c) Upon the filing with the administrative law judge of a notice of intent to be a party at least 15 days prior to the date of the land use hearing, the following shall also be parties to the proceeding:

1. Any agency not listed in paragraph (a) as to matters within its jurisdiction.
2. Any domestic nonprofit corporation or association formed, in whole or in part, to promote conservation or natural beauty; to protect the environment, personal health, or other biological values; to preserve historical sites; to promote consumer interests; to represent labor, commercial, or industrial groups; or to promote comprehensive planning or orderly development of the area in which the proposed electrical power plant is to be located.

(d) Notwithstanding paragraph (e), failure of an agency described in subparagraph (c)1. to file a notice of intent to be a party within the time provided herein shall constitute a waiver of the right of that agency to participate as a party in the proceeding.

(e) Other parties may include any person, including those persons enumerated in paragraph (c) who have failed to timely file a notice of intent to be a party, whose substantial interests are affected and being determined by the proceeding and who timely file a motion to intervene pursuant to chapter 120 and applicable rules. Intervention pursuant to this paragraph may be granted at the discretion of the designated administrative law judge and upon such conditions as he or she may prescribe any time prior to 15 days before the commencement of the certification hearing.

(f) Any agency, including those whose properties or works are being affected pursuant to s. 403.509(4), shall be made a party upon the request of the department or the applicant.