Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Noah Valenstein
Secretary

July 3, 2017

Sent by Electronic Mail – Document Access Verification Requested

Garfield Blair
Director of Environmental Affairs
Orlando Utilities Commission
Reliable Plaza
100 West Anderson Street
Orlando, Florida 32802
gblair@ouc.com

RE: Stanton Energy Center
Modification to Conditions of Certification
DEP Case Number PA 81-14M
OGC Case Number 17-0841

NOTICE OF INTENT TO MODIFY CONDITIONS OF CERTIFICATION

Dear Mr. Blair:

In accordance with Section 403.516(1)(c), Florida Statutes (F.S.), the Department of Environmental Protection (Department) may initiate a modification to the conditions of a certified facility's license upon its own initiative. The Department hereby provides notice of its intent to modify the Conditions of Certification (Conditions) for the Stanton Energy Center (SEC) pursuant to 403.516(1)(c), F.S., to incorporate a uniform set of general conditions consistent with recent site certifications, and to update antiquated specific conditions that are no longer applicable or consistent with current regulations.

The modified Conditions (PA81-14M) replace the existing Conditions (PA81-14L) in their entirety. Several existing conditions have been deleted or updated and incorporated into a more uniform set of general conditions. Many existing conditions may have been moved to different sections of the document. These changes are clarified in the existing (Attachment B) and the modified (Attachment A) Conditions, which can be downloaded from the following file transfer protocol (ftp) site:
http://publicfiles.dep.state.fl.us/Siting/Outgoing/OUC_Stanton/Modification_M/.

Copies of the Draft Conditions and/or attachments may also be obtained by contacting the Department of Environmental Protection, Siting Coordination Office, 2600 Blair Stone Rd, Tallahassee, Florida 32399-3000, (850) 717-9000.

Pursuant to Section 403.516, F.S., and Rule 62-17.211, Florida Administrative Code (F.A.C.), all parties to the certification proceeding have 45 days from the issuance of this notice in which to file a written objection to the modification. A public notice will also be published in the Florida Administrative Register (FAR) regarding this Intent to Modify the Conditions. Any person who is not already a party to the certification proceeding and whose substantial interests will be affected by the requested modification has 30 days from the date of publication of the notice in the FAR to object in writing. Failure to act within the time frame constitutes a waiver of the right to become a party. The Department will issue a Final Order Modifying the Conditions of Certification for SEC if no written objections are received by the Department.

Written objections must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000. If the Department does not receive any written objections, then an Order Modifying the Conditions of Certification shall be issued by the Department. If written objections are timely filed which address only a portion of the modification, then pursuant to subparagraph 62-17.211(1)(b)5, F.A.C., the Department shall issue an Order approving that portion of the modification to which no objections were filed, unless that portion of the modification is substantially related to or necessary to implement the portion to which written objections are filed. If written objections are raised, then pursuant to Section 403.516(1)(c), F.S., the applicant may file a petition for modification with the Department and the Division of Administrative Hearings seeking approval for those portions of the modification to which written objections were timely filed.

Mediation is not available in this proceeding.

Any questions regarding this Intent to Modify Conditions of Certification should be directed to Ann Seiler at (850) 717-9113. Questions regarding legal issues should be referred to the Department's Office of General Counsel at (850) 245-2257. Such contact with any of the above does not constitute an objection to the modification.

Sincerely,

Cindy Mulkey
Administrator
Siting Coordination Office

CC by electronic mail:
District Director, FDEP: jeff.prather@dep.state.fl.us
District Liaison, FDEP: cindy.stafford@dep.state.fl.us

FILING AND ACKNOWLEDGMENT
FILED, on this date, pursuant to §120.52 Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.

2017.07.03 10:16:53 -04'00'

Clerk

Date

Service List: ***Sent by Electronic Mail – Document Access Verification Requested***

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