

PROOF OF PUBLICATION

From
Suncoast News
Tampa Bay Newspapers

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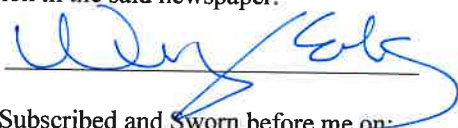
STATE OF FLORIDA
COUNTY OF PASCO, PINELLAS, HERNANDO

Before me, the undersigned authority,
personally appeared, Wendy Edwards
who under oath states she is the
Legal Advertising Manager of the
Suncoast Newspapers,
weekly newspapers published
in Pasco, Pinellas and Hernando Counties, Florida,
that the attached copy of the
advertisement was published
in the regular and entire edition
of said newspaper in the following issues:

Run Date(s):

August 24, 2022

Affiant further says that
Suncoast Newspapers
are newspapers published in
Pasco, Pinellas and Hernando Counties, Florida,
and that the said newspaper has
heretofore been continuously
published in Pasco, Pinellas and Hernando Counties,
Florida, for a period of two years 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.

Affiant: 

Hereby Subscribed and Sworn before me on:

Date: August 24, 2022

Notary Public: 

My Commission Expires on: March 21, 2025

Suncoast Newspapers
9911 Seminole Blvd., Seminole, FL 33772
Phone: 727-397-5563, Email: legals@tbnweekly.com
suncoastnews.com • floridapublicnotices.com



NOTICE OF CERTIFICATION HEARING CONCERNING AN APPLICATION TO CONSTRUCT AND OPERATE AN ADDITIONAL MWC UNIT AT AN EXISTING ELECTRICAL POWER PLANT IN PASCO COUNTY, FLORIDA

On February 11, 2022, Pasco County filed an application (PA87-23SA1) for certification with the Florida Department of Environmental Protection (DEP) to authorize construction and operation of a new municipal waste combustor (MWC) unit and associated facilities (collectively, the Project) at the Pasco County Resource Recovery Facility. The Resource Recovery Facility, a landfill, and other solid waste management facilities are located at 14230 Hays Road in Pasco County. The location of the Resource Recovery Facility is shown on the map that accompanies this notice.

The County's Project includes the installation of a new MWC unit (Unit 4) to supplement the three existing MWC units (Units 1-3) at the Resource Recovery Facility. Unit 4 will burn approximately 475 tons per day (nominal) of municipal solid waste and generate approximately 18 megawatts (nominal) of electricity. In addition, the Project includes the installation and operation of a turbine generator, a lime silo, a carbon silo, new cells in the existing cooling tower, an expansion of the existing ash storage building, improvements to the existing electrical switchyard, and other related equipment and systems on the County's existing site. The County's Project does not include an expansion of the site or the development of any facilities in off-site areas.

The case is pending before the Division of Administrative Hearings (DOAH Case No. 22-0053EPP), prior to action by the Governor and Cabinet, or the DEP Secretary, pursuant to the Florida Electrical Power Plant Siting Act (PPSA), Chapter 403, Part II, Florida Statutes (F.S.). Pursuant to Section 403.508, F.S., a certification hearing is scheduled to be conducted by the Division of Administrative Hearings in order to take written or oral testimony on the effects of the proposed electrical power plant (Project) or any other matter appropriate to the consideration of the site and associated facilities. The Public Service Commission has concluded that a determination of need pursuant to Section 403.519, F.S., is not required for this Project and, therefore, need will not be an issue at this hearing. The certification hearing will be held at the West Pasco Government Center in the Board of County Commissioners' Board Room (1st floor), located at 8731 Citizens Drive, New Port Richey, Florida 34654. The certification hearing is scheduled to begin at 9:30 a.m. on November 1, 2022, or as soon thereafter as can be heard. The certification hearing will continue until it is completed, which is expected to occur on or before November 4, 2022.

The application for certification is available for public inspection electronically at this website: (http://publicfiles.dep.state.fl.us/Siting/Outgoing/Pasco_Cty_RRF/Unit_4/) The application also is available for public inspection during normal business hours at the following physical locations:

Florida Department of Environmental Protection
Siting Coordination Office
2600 Blair Stone Road, MS 5500
Tallahassee, Florida 32399
(850) 717-9000

Florida Department of Environmental Protection
Southwest District
13051 Telecom Parkway North
Temple Terrace, Florida 33637
(813) 470-5700

Pasco County
Solid Waste & Resource Recovery Department
Pasco County Resource Recovery Facility
Administrative Offices (2nd floor)
14230 Hays Road
Spring Hill, Florida 34610
(727) 861-3053

Hudson Regional Library
8012 Library Road
Hudson, Florida 34667
(727) 861-3040

The Department of Environmental Protection's Written Analysis and any written direct testimony will be available for public inspection at least five days prior to the hearing at the DEP's Siting Coordination Office and on the following website: <https://floridadep.gov/water/siting-coordination-office/content/pasco-county-resource-recovery-facility-expansion-unit-4>

Any person wishing to participate in the proceedings, either as a party or without party status, must follow either Section 403.508(3) or (4)(b), F.S. Section 403.508(3), F.S., provides that:

(a) The parties to the PPSA proceeding shall include Pasco County, the Florida Public Service Commission, the Florida Department of Economic Opportunity, the Florida Fish and Wildlife Conservation Commission, the Southwest Florida Water Management District, DEP, and the Florida Department of Transportation.

(b) Any party listed in paragraph (a) other than DEP or Pasco County 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) Notwithstanding the provisions of chapter 120, upon the filing with the administrative law judge of a notice of intent to be a party no later than 75 days after the application is filed, 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 30 days before the commencement of the certification hearing.

(f) Any agency, including those whose properties or works are being affected pursuant to Section 403.509(5), F.S., shall be made a party upon the request of DEP or Pasco County.

Section 403.508(4)(b), F.S., provides: "When appropriate, any person may be given an opportunity to present oral or written communications to the designated administrative law judge. If the designated administrative law judge proposes to consider such communications, then all parties shall be given an opportunity to cross-examine or challenge or rebut such communications." Members of the public who are not a party to the certification hearing will be given an opportunity to provide relevant comments and testimony concerning the Project. All testimony shall be under oath and shall be subject to cross-examination by all parties. Public comments and testimony may be presented to the Administrative Law Judge at 5:00 p.m. on November 2, 2022, in the West Pasco Government Center, Board Room (1st floor), located at 8731 Citizens Drive, New Port Richey, Florida 34654. Written comments may be delivered to Judge E. Gary Early,

Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060 on or before October 27, 2022. Written comments also may be hand-delivered to the Administrative Law Judge during the public comment portion of the certification hearing, which shall begin at 5:00 p.m. on November 2, 2022.

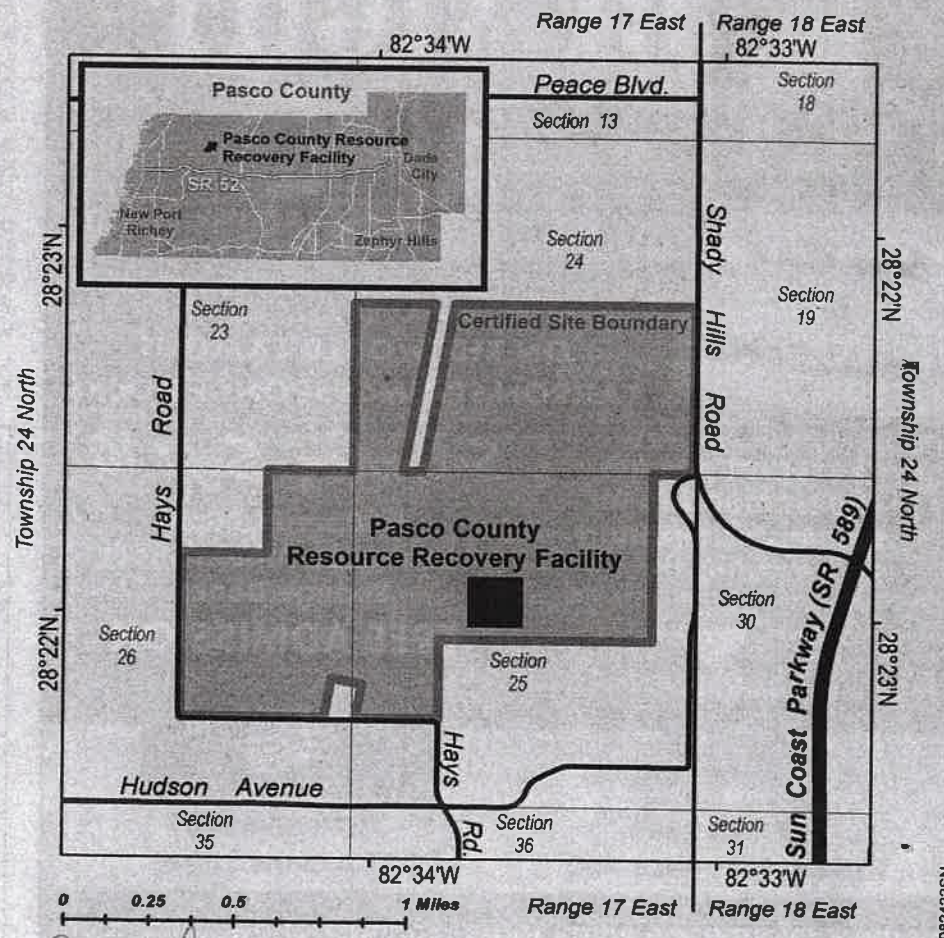
A motion to intervene must be sent to Judge E. Gary Early, Administrative Law Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, and must contain the following: reference to the application number (PA87-23SA1); the case number of the Division of Administrative Hearings (DOAH Case No. 22-0053EPP); the name, address, and telephone number of the person filing the motion; and, allegations sufficient to demonstrate that the person filing the motion is entitled to participate in the hearing. Copies must be sent by mail to the applicant and all parties. A list of parties may be obtained from the Department of Environmental Protection's Siting Coordination Office at 2600 Blair Stone Road, MS 5500, Tallahassee, Florida 32399 or SCO@dep.state.fl.us. Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 28-106.106, F.A.C.

Pursuant to Section 403.508(5), F.S., the certification hearing may be cancelled if, within 29 days of the certification hearing, all parties to the proceeding stipulate that there are no disputed issues of

fact or law to be raised, and the Department of Environmental Protection or the applicant requests that the Administrative Law Judge cancel the certification hearing. If the Administrative Law Judge grants the request, the Department shall prepare and issue a final order in accordance with Section 403.509(1)(a), F.S.

A related application has been filed for a Prevention of Significant Deterioration (PSD) permit for the County's Project. A copy of the PSD permit application is included in the County's PPSA application for certification. The PSD permit application will be reviewed, and the PSD permit will be issued, by DEP separately from the site certification proceedings under the PPSA. However, certification of the new MWC unit (Unit 4) at the existing electrical power plant (Resource Recovery Facility) would allow construction and operation of a new source of air pollution, which would consume an increment of air quality resources. The DEP's review of the PSD permit application will separately result in an assessment of the prevention of significant deterioration (PSD) impacts and a determination of the Best Available Control Technology (BACT) necessary to control the emission of air pollutants from this source. The certification hearing may be consolidated with any proceeding relating to the DEP's preliminary determination for granting a federally required PSD permit.

Pursuant to Section 380.23, F.S., electrical power plants are subject to the federal coastal consistency review program. Issuance of certification for Unit 4 shall constitute the state's certification of coastal zone consistency.



Margaret Ann Lock
Notary