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

February 7, 2018

Sent by Electronic Mail – Document Access Verification Requested

Paul Carpinone
Director Environmental, Health & Safety
Tampa Electric Company
POB 111
Tampa, FL 33601-0111
plcarpinone@tecoenergy.com

RE: TECO Big Bend
Modification to Conditions of Certification
DEP Case Number PA 79-12S
OGC Case Number 18-0046

NOTICE OF INTENT TO MODIFY CONDITIONS OF CERTIFICATION

Dear Mr. Carpinone:

On November 17, 2017, the Department of Environmental Protection (Department), Siting Coordination Office received a petition from Tampa Electric Company (TECO), and the associated fee for a modification to the Big Bend Unit 4 (BB4) Site Certification in accordance with Section 403.516(1)(c), Florida Statutes (F.S.). The petition is to authorize the construction and operation of an approximately 33 MW solar energy generation facility (Big Bend II Solar Project). The request also includes an expansion of the certified site from 1,054 acres to 1,150 acres. The Department is also initiating modifications to the conditions pursuant to Section 403.516(1)(c), F.S., to update a number of general conditions and to reflect recent rule changes. The Hillsborough County Board of County Commissioners approved the rezoning of the additional site area at their November 7, 2017 public land use meeting.

Based on the information supplied by TECO on November 17, 2017, the Department determined the petition complete on December 17, 2017. The proposed Conditions of Certification (Conditions) for BB4 (PA79-12S), shown in strike-through/underline may be found here:
http://publicfiles.dep.state.fl.us/Siting/Outgoing/TECO_Big_Bend/Mod_S_Solar/TECO_BB_COCs_Mod_S_2018.pdf

Copies of the 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 Certification for the BB4 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 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 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: mary.yeargan@dep.state.fl.us
District Liaison, FDEP: mark.langford@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.

2018.02.07 10:11:37 -05'00'

Clerk

Date

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

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