



FLORIDA DEPARTMENT OF Environmental Protection

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

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

April 23, 2024

Sent by Electronic Mail – Document Access Verification Requested

Byron Burrows
Director of Environmental Services
Tampa Electric Company
702 N. Franklin Street
Tampa, Florida 33602
BTBurrows@tecoenergy.com

RE: TECO Big Bend Power Station
Modification to Conditions of Certification
DEP Case Number PA 79-12U
OGC Case Number 24-0236

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Mr. Burrows:

On August 17, 1981, the Governor and Cabinet issued a Site Certification to Tampa Electric Company (TECO) for the Big Bend Power Station (Big Bend), and on July 29, 2019, the Governor and Cabinet issued a subsequent Certification for the modernization of Unit 1 at Big Bend. The Department has modified the Conditions of Certification (Conditions) for Big Bend by Final Order on nineteen other occasions.

The Department has reviewed TECO's petition dated November 13, 2023, for a modification to Big Bend's Conditions pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), to transload various aggregates and bulk materials through the facility's coal yard area.

On March 6, 2024, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for Big Bend. On March 7, 2024, notice of the Department's intent to modify the Conditions for Big Bend was also published in the Florida Administrative Register (FAR).

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 notice in which to file a written objection to the modification. Pursuant to Section

403.516, F.S., and Rule 62-17.211, F.A.C., 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 public 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.

These timeframes have expired and no objections to the modification have been received by the Department. Therefore, the Conditions for Big Bend are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated March 6, 2024, with one exception described below. The Notice of Intent can be downloaded from the following site:

[https://depedsms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=51.39946.1\]&\[profile=Case Files\]](https://depedsms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=51.39946.1]&[profile=Case Files]).

In the final version of the Conditions, the term "set" was added to better describe Unit CT4 as a set of combustion turbines in Section A. General Conditions, Condition I. Scope, paragraph A. The final version of the modified Conditions (including attachments) can be viewed and obtained from the following website:

[https://depedsms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&\[guid=51.40010.1\]&\[profile=Case Files\]](https://depedsms.dep.state.fl.us:443/Oculus/servlet/shell?command=getEntity&[guid=51.40010.1]&[profile=Case Files])

Copies of the Conditions and/or attachments may also be obtained by contacting the Department of Environmental Protection, Siting Coordination Office, 2600 Blair Stone Road, M.S. 3500, Tallahassee, Florida 32399-2400, (850) 717-9000.

Any party to the this Order has a right to seek judicial review of it pursuant to Section 120.68, F.S. by filing a Notice of Appeal, pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department of Environmental Protection in the Office of General Counsel, 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000, and by filing a copy of the Notice of Appeal, accompanied by the applicable filing fees, with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this Order is filed with the Clerk of the Department of Environmental Protection.

Sincerely,



Cindy Mulkey
Deputy Director Water Resource Management

CC by electronic mail:

Kelley Boatwright, Southwest District Director, DEP: Kelley.M.Boatwright@FloridaDEP.gov
Bob Sellers, Southwest District Liaison, DEP: Robert.Sellers@FloridaDEP.gov
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FILING AND ACKNOWLEDGMENT
FILED, on this date, pursuant to §120.52
Florida Statutes, with the designated
Department Clerk, receipt of which is
hereby acknowledged.

Lisa Williams
Clerk

04/23/2024
Date

Service List: *Sent by Electronic Mail – Received Receipt Requested*

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