



Florida Department of Environmental Protection

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

Rick Scott
Governor

Carlos Lopez-Cantera
Lt. Governor

Jonathan P. Steverson
Secretary

April 29, 2016

Sent by Electronic Mail – Document Access Verification Requested

Brian V. Powers
Station Manager
Crystal River North Plant & Fuel Operations
15760 Power Line Street
Crystal River, FL 34428

RE: Crystal River Energy Center
Modification to Conditions of Certification
DEP Case Number PA 77-09R
OGC Case Number 16-0036

FINAL ORDER MODIFYING CONDITIONS OF CERTIFICATION

Dear Mr. Powers:

On November 21, 1978, the Florida Pollution Control Board issued a Site Certification to the Florida Power Corporation, now known as Duke Energy Florida (DEF), for the construction and operation of the Crystal River Energy Complex (CREC) in Citrus County. The Department of Environmental Protection (Department) has modified the Conditions of Certification (Conditions) for CREC by Final Order on seventeen other occasions.

The Department has reviewed DEF's petition received January 24, 2016 for a modification to CREC's Conditions pursuant to Section 403.516(1)(c), Florida Statutes (F.S.), to request renewal of a water quality criteria exemption for sodium pursuant to Rule 62-520.500(1), Florida Administrative Code (F.A.C.) and the Conditions of Certification.

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On March 11, 2016, all parties to the certification proceeding were provided notice of the Department's intent to modify the Conditions for CREC. On March 14, 2016, notice of the Department's intent to modify the Conditions for CREC 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 DEF are modified as described in the Department's Notice of Intent to Modify the Conditions of Certification dated March 11, 2016, which can be downloaded from the following file transfer protocol (ftp) site:
http://publicfiles.dep.state.fl.us/Siting/Outgoing/DEF_CREC/Mod_R/NOI/2016_3_11_PA77_09_Mod_R_NOI_clerked.pdf.

The final version of the modified Conditions (including attachments) can be viewed and obtained from the following website:
http://publicfiles.dep.state.fl.us/Siting/Outgoing/Web/Certification/pa77_09_2016_R.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 Road, M.S. 5500, Tallahassee, Florida 32399-2400, (850) 717-9000.

Any party to 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,

A handwritten signature in blue ink, appearing to read "Cindy Mulkey", with a large, sweeping flourish at the end.

Cindy Mulkey
Program Administrator,
Siting Coordination Office

Mr. Brian Powers

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cc by electronic email:

Mary Yeargan, FDEP: Mary.Yeargan@dep.state.fl.us

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Ilia G. Balcom, DEF: Ilia.Balcom@duke-energy.com

Cynthia Wilkinson, DEF: Cynthia.Wilkinson@duke-energy.com

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to §120.52

Florida Statutes, with the designated

Department Clerk, receipt of which is

hereby acknowledged.

Clerk

Date

Mr. Brian Powers

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

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